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JOURNAL

OF THE

SENATE

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA,

AT ITS

SESSION OF 1891.

3389

RALEIGH, N. C.:
JOSEPHUS DANIELS, STATE PRINTER AND BINDER.
Presses of Edwards & Broughton.
1891.

SENATORS.—*Continued.*

NO. DIS.	NAME OF SENATOR.	POST-OFFICE.	COUNTY.
36th	Dr. J. T. Reid	Old Fort	McDowell.
32d	J. F. Reynolds	Winston	Forsyth.
17th	W. N. Rose, Jr	Glenmore	Johnston.
20th	R. G. Russell	South Lowell	Orange.
28th	Eli. Shankle	Norwood	Stanly.
26th	J. G. Skinner	Pekin	Montgomery.
5th	Dr. R. H. Speight	Tarboro	Edgecombe.
40th	W. C. Sprinkle	Marshall	Madison.
33d	E. D. Stanford	East Bend	Yadkin.
34th	W. D. Turner	Statesville	Iredell.
39th	Dr. T. B. Twitty	Rutherfordton	Rutherford.
31st	Z. V. Walser	Lexington	Davidson.
34th	W. E. White	Ellendale	Alexander.
25th	George Wilcox	Pocket	Moore.
6th	W. R. Williams	Falkland	Pitt.

SENATE JOURNAL.

FIRST DAY.

SENATE CHAMBER,
RALEIGH, January 7th, 1891.

In accordance with law, the Senate of the General Assembly of North Carolina assembled this day in the Senate Chamber in the city of Raleigh.

Hon. Thomas M. Holt, Lieutenant Governor and President of the Senate, was present and called the body to order.

Robert M. Furman, Principal Clerk of the last Senate acted as Clerk. Prayer was offered by Rev. Dr. Nash of this city.

The following Senators presented themselves with proper certificates of election and were duly qualified by taking and subscribing the oath of office:

First District — James Parker and P. H. Morgan.
Second District — W. H. Lucas and W. R. Chesson.
Third District — George Bishop.
Fourth District — W. E. Bowers.
Fifth District — Richard H. Speight.
Sixth District — W. R. Williams.
Seventh District — P. A. Davis and H. F. Freeman.
Eighth District — Edward Bull.
Ninth District — T. E. Gilman.
Tenth District — B. F. Aycock and John A. Bryan.
Eleventh District — W. C. Galloway.
Twelfth District — John D. Bellamy, Jr.
Thirteenth District — R. P. Allen.
Fourteenth District — Marion Butler.

Fifteenth District — N. M. Culbreth and J. L. McLean.
Sixteenth District — J. A. Greene.
Seventeenth District — W. N. Rose, Jr.
Eighteenth District — A. C. Greene.
Nineteenth District — A. L. Alston.
Twentieth District — R. E. Russell and R. S. Mitchell.
Twenty-first District — G. L. Allen.
Twenty-second District — J. W. Atwater.
Twenty-third District — W. J. Courts.
Twenty-fourth District — J. L. King.
Twenty-fifth District — G. Wilcox.
Twenty-sixth District — J. G. Skinner.
Twenty-seventh District — George McLarty.
Twenty-eighth District — Eli Shankle.
Twenty-ninth District — W. E. Ardrey.
Thirtieth District — S. M. Hobson.
Thirty-first District — Zeb. Vance Walser.
Thirty-second District — John F. Reynolds.
Thirty-third District — E. D. Stanford.
Thirty-fourth District — W. D. Turner and W. E. White.
Thirty-fifth District — Ben. P. Griggsby.
Thirty-sixth District — J. T. Reed and I. T. Avery.
Thirty-seventh District — J. W. A. Paine.
Thirty-eighth District — L. N. Durham.
Thirty-ninth District — T. B. Twitty.
Fortieth District — W. C. Sprinkle.
Forty-first District — Joseph S. Davis.
Forty-second District — J. S. Bell.

It appearing that all the Senators-elect were present,
The President, addressing the Senate, said:

SENATORS — You have assembled in accordance with the Constitution of North Carolina to take into consideration the needs of her people and to promote the common welfare so far as State legislation can secure it.

Let me congratulate you that you meet under auspicious circumstances. Providence has kindly smiled upon the labors of the husbandman, the farmer, and the latter crops have been gathered in abundance, and peace and content dwell within our borders. If suffered to develop unchecked, there are forces of progress at work in every line of industrial effort to lift North Carolina to a proud position among her sister States.

It is to be regretted that in such a period of hope, following close upon a long and destructive depression in the most important of all our interests—the agricultural—when the future is at last bright with promise, that in the halls of National legislation projects for the destruction of the rights of the States and privileges of the citizen should be entertained and eagerly pressed to accomplishment by those who have despaired otherwise of averting our free, happy march to industrial victory.

That you will do all in your power to maintain the honor and constitutional rights of this ancient State needs no declaration from me. This is not the time or place to enter into debate in reference to the labors before you—the lightening of any burden which you can effect which may oppress our farming interests, as I have said, the greatest in the State, and, therefore, affecting directly or indirectly every citizen; the prudent encouragement of manufacturing and commercial enterprises; the opening of inter-communication between all parts of the State to the fullest extent; the economical, and yet liberal care and oversight of our charities, which are making North Carolina illustrious; the wise and careful administration of our educational interests, already so large a part of our financial care, and the due adjustment of taxation to effect the greatest good with the least hardship to the tax-payers—all these, and similar topics, you have doubtless carefully considered in assuming the responsibility which the people have laid upon you. Senators, permit me to give you each and all a personal

greeting, and to ask your kind co-operation and your indulgence in the discharge of the duties that devolve upon the Chair. I now declare the Senate ready to proceed with its organization.

Nominations for Principal Clerk of the Senate being in order,

Mr. Williams nominated Robert M. Furman, of Buncombe.

The Senate voted as follows:

For Mr. Furman — Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Griggsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 50.

Mr. Furman was declared elected.

FOR READING CLERK.

Mr. Turner nominated Mr. George P. Pell, of Forsyth.

The Senate voted as follows:

For Mr. Pell — Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Griggsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 50.

Mr. Pell was declared elected.

FOR DOOR-KEEPER.

Mr. Lucas nominated Mr. J. H. Hinnant of Wayne.

The Senate voted as follows:

For Mr. Hinnant—Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Griggsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams—50.

Mr. Hinnant was declared elected.

FOR ASSISTANT DOOR-KEEPER.

Mr. Turner nominated Mr. A. M. Noble of Johnston.

The Senate voted as follows:

For Mr. Noble—Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Griggsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams—50.

Mr. Noble was declared elected.

FOR ENGROSSING CLERK OF THE SENATE.

Mr. Williams nominated Mr. Michael Bradshaw of Randolph.

The Senate voted as follows:

For Mr. Bradshaw—Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell,

Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman Galloway, Gilman, Greene of Harnett, Greene of Wake, Griggsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams—50.

Mr. Bradshaw was declared elected.

The officers-elect appeared at the bar of the Senate, took the oath of office, and entered upon their respective duties.

Mr. Turner offered the following, which was adopted:

Resolved, That a message be sent to the House of Representatives, informing that honorable body that the Senate is duly organized and ready to proceed with public business.

Mr. Walser moved that a committee of two on the part of the Senate be appointed to unite with such committee as the House of Representatives may appoint, to wait upon His Excellency the Governor, inform him of the organization of the General Assembly, and its readiness to receive such communication as it may be his pleasure to transmit.

The motion was adopted, and the President appointed as the committee on the part of the Senate Messrs. Walser and Williams.

Mr. Turner offered the following, which was adopted:

Resolved, That the President of the Senate appoint a committee of three Senators to prepare and report rules for the government of the Senate.

The President appointed as the Committee on Rules Messrs. Turner, Lucas and Walser.

Mr. Lucas moved the Rules of the last Senate be adopted until new Rules shall be ordered. Adopted.

Mr Walser offered the following:

Resolved, That the members of the Senate now proceed to draw for seats.

It was not adopted.

On motion of Mr. Griggsby, the Senate adjourned until to-morrow morning at 11 o'clock.

SECOND DAY.

SENATE CHAMBER, January 8th, 1891.

The Senate met according to adjournment, Mr. Turner in the chair.

Prayer by Rev. Dr. Carter of this city.

The Journal of yesterday was read and approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives announcing the organization of that honorable body by the election of

Hon. R. A. Doughton, of Alleghany, to be Speaker;

J. M. Brown, of Stanly, to be Principal Clerk;

A. H. Hayes, of Swain, to be Engrossing Clerk;

H. A. Latham, of Beaufort, to be Reading Clerk;

H. E. King, of Onslow, to be Door-keeper;

G. L. Kilpatrick, of Lenoir, to be Assistant Door-keeper.

Also a message announcing the concurrence of the House in the proposition of the Senate to appoint a Joint Committee to wait upon His Excellency the Governor, and inform him of the organization of the General Assembly, and that the Speaker had appointed as a committee on the part of the House Messrs. Sutton, Skinner, and Bryan of Wilkes.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Aycock, S. R. 1, resolution of instruction to the State Librarian. Placed on the Calendar.

By Mr. Ardrey, S. B. 2, bill to amend an act entitled An act to amend the charter of the city of Charlotte. Referred to the Committee on Corporations.

By Mr. Williams, S. B. 3, bill to amend *The Code* in relation to interest. Referred to the Committee on Finance.

S. B. 4, bill to amend chapter 187, Laws of 1889. Referred to the Committee on Propositions and Grievances.

By Mr. Bellamy, S. B. 5, bill to amend the charter of the Real Estate Investment Company of Wilmington, North Carolina. Referred to the Committee on Corporations.

S. B. 6, bill to amend section 1246 of *The Code*, concerning the acknowledgement of deeds. Referred to the Committee on Judiciary.

By Mr. Ardrey, S. B. 7, bill to amend chapter 63, section 18, Acts of 1885, in relation to the Criminal Court. Referred to the Committee on Judiciary.

By Mr. McLarty, S. B. 8, bill to punish persons who use language calculated and intended to create a breach of the peace. Referred to the Committee on Judiciary.

By Mr. Avery, S. B. 9, bill to amend the chapters of *The Code* entitled Asylums and Idiots, Lunatics and Inebriates. Referred to the Committee on Insane Asylums.

By Mr. Bowers, S. B. 10, bill to declare the Great Falls Water-power Manufacturing and Improvement Company a duly incorporated company, and to amend and re-enact its charter. Referred to the Committee on Corporations.

S. B. 11, bill to declare the Carolina Construction Company a duly incorporated company, and to amend and re-enact its charter. Referred to the Committee on Corporations.

By Mr. Ardrey, S. B. 12, bill relating to the University and the Agricultural and Mechanical College. Referred to the Committee on Education.

By Mr. Parker, S. B. 13, bill to regulate special proceedings, and to amend section 279 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 14, bill to amend section 2122 of The Code. Referred to the Committee on Judiciary.

By Mr. Galloway, S. B. 15, bill to repeal so much of the Acts of 1887, chapter 81, and Acts of 1889, chapter 187, as relate to the counties of Lenoir and Greene. Referred to the Committee on Propositions and Grievances.

Mr. Butler offered the following, which was adopted:

Resolved by the Senate, the House of Representatives Concurring, That a joint select committee be created on Railroad Commission, consisting of five Senators and eight Representatives.

Mr. Lucas offered the following, which was adopted:

Resolved by the Senate, the House of Representatives concurring, That a joint select committee, to be composed of five Senators and nine members of the House of Representatives, be appointed to fix and establish the several Congressional Districts of this State.

Mr. Lucas offered the following, which was adopted:

Resolved, That the Secretary of State be requested to furnish the Sergeant-at-Arms of the Senate with a copy of *The Code* and Acts of the Legislatures of 1885, 1887 and 1889, to be placed upon the desks of Senators.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. R. 1, resolution of instruction to the State Librarian, on its second reading.

Mr. King moved to amend: Strike out so much of the resolution as relates to the room formerly occupied by the Superintendent of Public Instruction. Adopted.

Mr. Williams moved to amend: Add "That the room formerly occupied by the Superintendent of Public Instruction be, and is hereby, assigned to the use of the Enrolling Clerk of the General Assembly." The amendment was lost.

The resolution was adopted and ordered engrossed.

On motion of Mr. Ardrey the Senate adjourned until to-morrow morning at 11 o'clock.

THIRD DAY.

SENATE CHAMBER, January 9th, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt presiding.

Prayer by Rev. Mr. Branson of this city.

The Journal of yesterday was read and approved.

Leave of absence was granted Mr. Bull until Tuesday. Also to Mr. Sprinkle on account of sickness in his family.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. King, petition against the passage of the bill to amend the charter of the town of High Point. Referred to the Committee on Corporations.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Culbreth, S. R. 16, resolution to fix and establish the several Senatorial Districts. Placed on the Calendar.

By Mr. Atwater, S. R. 17, resolution to fix and establish the several Senatorial Districts of North Carolina. Placed on the Calendar.

By Mr. Parker, S. B. 18, bill for the relief of Judges and to prevent free passes, etc. Referred to the Committee on Judiciary.

By Mr. Paine, S. B. 19, bill to change chapter 17, Laws of 1881, in regard to Tucker's Grove Camp Ground. Referred to the Committee on Propositions and Grievances.

By Mr. Gilman, S. B. 20, bill to amend chapter 280, Laws of 1889. Referred to the Committee on Propositions and Grievances.

By Mr. Morgan, S. B. 21, bill to authorize the Commissioners of Currituck County to levy a special tax. Referred to the Committee on Finance.

By Mr. Walser, S. B. 22, bill to abolish the December Term of the Superior Court of Davidson County. Referred to the Committee on Judiciary.

By Mr. Aycock, S. B. 23, bill in regard to sales and renting of property by guardians. Referred to Committee on Judiciary.

By Mr. Courts, S. B. 24, bill to amend the charter of the town of Reidsville, N. C. Placed on the Calendar.

By Mr. Davis, of Haywood, S. B. 25, bill to repeal chapter 53, Laws of 1885. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 26, bill concerning the sinking fund of the City of Wilmington. Referred to the Committee on Finance.

By Mr. McLarty, S. B. 27, bill to exempt from municipal taxation, the personal property of orphan children and others. Referred to the Committee on Judiciary.

By Mr. Twitty, S. B. 28, bill for the relief of J. R. DePriest, a wounded Confederate soldier. Referred to the Committee on Propositions and Grievances.

By Mr. Turner, S. R. 29, resolution providing a room for the Enrolling Clerk of the General Assembly. Placed on the Calendar.

By Mr. Lucas, S. R. 30, resolution of inquiry of His Excellency the Governor. Placed on the Calendar.

By Mr. King, S. B. 31, bill to amend the charter of the town of High Point. Referred to the Committee on Corporations.

By Mr. Aycock, S. B. 32, bill to amend section 219 of *The Code*, in regard to publication of summons. Referred to the Committee on Judiciary.

By Mr. McLarty, S. B. 33, bill to amend an act to incorporate the town of Waxhaw, in Union County. Referred to the Committee on Judiciary.

By Mr. Ardrey, S. B. 34, bill to punish the making of false pretense in obtaining certificates of registration of cattle and other animals. Referred to the Committee on Judiciary.

By Mr. Aycock, S. B. 35, bill to amend *The Code*, sections 832 and 840, in regard to actions before Justices of the Peace. Referred to Committee on Judiciary.

By Mr. Reynolds, S. B. 36, bill to incorporate the town of Centreville in Forsyth County. Referred, with accompanying petition, to the Committee on Corporations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives proposing that at the hour of 12 M. to-day, the two Houses proceed to the election of one Enrolling Clerk of the General Assembly.

On motion, the proposition was concurred in, and the President appointed as tellers on the part of the Senate, to superintend the election, Messrs. Freeman and Reynolds.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. R. 16, resolution to fix and establish the several Senatorial Districts of this State, on its second reading.

The resolution was adopted, ordered engrossed and sent to the House of Representatives.

S. R. 17, resolution to fix and establish the several Senatorial Districts of North Carolina, was, on motion of Mr. Lucas, laid on the table.

S. R. 29, resolution providing a room for the Enrolling Clerk of the General Assembly, on its second reading.

The resolution was adopted, ordered engrossed and sent to the House of Representatives.

S. R. 30, resolution of inquiry of His Excellency the Governor, on its second reading.

The resolution was adopted, and ordered to be transmitted to the Governor.

Mr. Williams moved that S. B. 4, bill to amend chapter 187, laws of 1889, be withdrawn from the Committee on Propositions and Grievances and placed on the Calendar. The motion was adopted. The bill was then taken up on its second reading.

Mr. Gilman moved to amend: Insert "Jones and Perquimans." Adopted.

Mr. Galloway moved to amend: Insert "Greene and Lenoir." Adopted.

As amended, the bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

On motion of Mr. Turner, the Senate took recess until 12 M.

At the hour appointed, the Senate was called to order.

The hour for the election of Enrolling Clerk having arrived,

Mr. Lucas nominated Mr. Allan K. Smith, of Johnston.

The Senate voted as follows:

For Mr. Smith — Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Griggsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 46.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting a message from his Excellency the Governor, with accompanying documents, and proposing that the usual number thereof be printed as provided by law.

The proposition to have printed was concurred in.

The message of the Governor was read, as follows:

To the Honorable the General Assembly:

The Constitution of our State requires the Governor to give the General Assembly information of the affairs of the State and recommend to their consideration such measures as he shall deem expedient.

Following the well-established precedents, I have the honor to lay before you a synopsis of the operations of the Commonwealth for the last two years, and respectfully suggest the adoption of such measures as the public interests may seem to require. The reports from the several departments will furnish more detailed statements than would be compatible with the nature of this communication.

PUBLIC DEBT.

It has heretofore been impossible to state with accuracy the public debt of the State on account of the pendency of

certain suits and a claim by the government of the United States. But, within the last two years, these suits have been decided favorably to the State, and the claim of the U. S. Government settled.

TEMPLE CASE.

This was a suit for the purpose of establishing the validity of the *special tax bonds* issued by the Legislature of 1868–'9, It involved the liability of the State to pay these bonds to the amount of $11,366,000 and $13,639,000 of interest, a total of $25,005,000. It was decided by the Supreme Court of the United States that a State could not thus indirectly be sued.

CHRISTIAN *vs.* THE ATLANTIC & NORTH CAROLINA RAILROAD COMPANY.

The object of this suit was to subject the stock, or a large portion of it, owned by the State in the Atlantic & North Carolina Railroad Company to a lien for the payment of certain bonds issued in aid of said road. This also was decided by the Supreme Court of the United States favorably to the interest of North Carolina. The effect of this decision is to give the State the right to dispose of this stock, amounting to more than a million of dollars ($1,066,000), in any way the public welfare may require, or to hold it as a permanent investment for the State.

SWASEY SUIT.

This suit has been dismissed. It was for the purpose of applying the dividends of the North Carolina Railroad Company to the payment of the interest on the railroad construction bonds of said road. All the bonds which could be found have been funded, and the suit ended, as above set forth.

BALTZER & TAAKS *vs.* THE STATE.

This was an action brought in the Supreme Court of North Carolina. The allegation was that the State had issued certain bonds to the Chatham Railroad Company, receiving the bonds of said road in exchange; that the bonds so issued by the State had been declared void, and that the railroad company had taken up a portion of its bonds by surrendering to the State 297 good bonds of the State, and asked that the value of said bonds should be paid to the plaintiffs, who were creditors of said railroad company, and had received 140 of the void bonds of the State from said company in discharge of a claim for rails furnished said company. This case was dismissed upon motion, at the September Term, 1889, of the Supreme Court.

UNITED STATES GOVERNMENT.

The government of the United States held 147 of the construction bonds of the North Carolina Railroad Company. It claimed this sum and interest thereon up to date of settlement. The last Legislature authorized the Governor and Treasurer to settle this claim. Upon a conference, the Governor and Treasurer paid the 147 bonds and interest to maturity, but it was ascertained that there could be no full settlement by agreement, for the Governor and Treasurer insisted that North Carolina was not bound to pay interest on the bonds after maturity. This was contested by the government, and it was agreed that the question as to North Carolina's liability for the interest after maturity, amounting to about $43,000, should be submitted, upon a case agreed, to the Supreme Court of the United States for its decision. It was done, and the decision of the Court was that North Carolina was not liable for the interest accrued after maturity. By these various decisions every

claim against the State which has been the subject of litigation is settled.

Chapter 98, Laws of 1879, ordinarily known as the Funding Act, was amended by Chapter 66 of the Laws of 1889, by extending the time for funding until July 1st, 1890, with this addendum, "And the Governor is directed to resist the collection of all such bonds as are not funded by the time above specified."

At this time, therefore, there can be no further funding of the old debt, unless you see fit to pass an act giving further time for that purpose. This makes the recognized debt of the State, amounting to the sum of $5,939,100, as follows:

4 per cent. bonds	$3,219,100
6 per cent. bonds	2,720,000

The State does not in fact have to pay the interest on the six per cent. bonds, $2,720,000, for the reason that the lease of the North Carolina Railroad provides a fund for the payment of the interest thereon, and the State holds three million in the stock of the road, which, if sold, will much more than pay the principal. Practically, therefore, the debt of the State amounts only to $3,219,100. The Board of Education has in hand the sum of $35,321.81, and holds in four per cent. bonds, from which it receives the interest, $99,250. It also holds a note for $26,962.52.

The account of receipts and disbursements of said Board since December 1st, 1888, is as follows:

RECEIPTS.

1888. Dec. 1. Balance in hand	$30,439 80
1889. Nov. 30. Cash	12,265 56
1890. Nov. 30. Cash	23,757 92
Received since November 30th, 1890	8,987 51
Total	$75,450 79

DISBURSEMENTS.

Total receipts		$75,450 79
1889. Nov. 30	$31,081 85	
1890. Nov. 30	9,047 13	
		40,128 98
Balance in hand		$35,321 81

The general account of moneys received and disbursed by the Treasurer is as follows:

1888. Dec. 1. Balance		$ 42,592 41
1889. Nov. 30. Receipts		976,761 31
1890. Nov. 30. Receipts		1,183,303 76
Total receipts		$2,202,657 48

DISBURSEMENTS.

1889. Nov. 30	$1,013,383 56	
1890. Nov. 30	1,051,931 37	
		2,065,314 93
Balance		$. 137,342 55

The estimated value of real and personal property in the State is $227,000,000, a gain of about ten million in the last two years.

Notwithstanding the necessity for new expenditures which the present condition of the State may require, it will not be necessary for you to increase the rate of taxation in case you make provision to have the property of the State fairly valued, so that in every portion of the State it may be taxed according to its cash value in the particular locality in which it may be situated.

The Constitution requires that laws shall be passed taxing by a uniform rule all moneys, credits, etc., and also all real and personal property, according to its true value in money.

Uniformity of taxation requires that there shall be uniformity of valuation, and that uniformity must consist in valuing the property of the State according to some well established rule in every county in the State. I have been informed that, in some portions of the State, the rule laid down in the Constitution of valuing property "according to its true value in money" has been approximated, whilst in other portions property has been assessed at only a fractional part of its value.

So far as county or city taxation is concerned, the rule adopted as to valuation, if applied with uniformity, makes but little difference, for if property is assessed at or near its true value the percentage of tax will be less; if at only a fractional part of its value the percentage of tax will be greater, although the same amount of money is raised in either case.

But when you come to State taxation it is different. If the assessors in one county value property at its true money value, and in another county at only one-half of its real value, property of the same value in one county will pay just twice as much under the State levy as in the other county. This is injustice and ought to be remedied.

There will be a new assessment during the year 1891, and now is the time to remedy this evil. If done at all, it must be done by your honorable body.

The simplest plan would be to use the County Commissioners as a County Board, and establish a State Board for the equalization of values between the different counties of the State. Let it consist of the Treasurer and Auditor, who are thoroughly posted in such matters, and one State assessor from each Congressional District in the State, to be elected by your body, who shall meet at some time and place selected by you and equalize valuations throughout the State.

Give the Board the power to add to or deduct from the aggregate value of real property of every county which it shall believe to be valued below or above its true value in money such per centum as will raise or reduce the same to its true value in money. And give them the further power to raise or reduce the valuation of any property such per cent. as they shall believe will reduce or raise the same to its true value in money.

A system similar to this, I have been informed, has been adopted in some of the States of the Union and worked admirably.

EDUCATION.

If one can credit the words which are constantly being uttered throughout our State, there is no part of the globe where education is dearer to the hearts of the people than in North Carolina.

If the framers of the Constitution of our State are to be credited with understanding the words which they incorporated into the fundamental law, they, too, had fully imbibed the present spirit of our people upon this most important subject.

That Constitution provides that in each school district of the State "one or more public schools shall be maintained at least four months in every year," and, in order to insure the observance of this mandate, it further provides, "and if the Commissioners of any county shall fail to comply with the aforesaid requirements of this section they shall be liable to indictment." (Article IX, Section 3 of Constitution.)

The Legislature endeavored to carry out this section in good faith by levying a State tax, and making provision that the Commissioners of each county should levy an additional amount of taxation so as to keep the schools open for four months at least. But this law failed to effect its purpose, because the Commissioners levied first the taxes needed for ordinary county purposes, thus reaching the limit of sixty-

six and two-thirds cents on the one hundred dollars worth of property, and the Supreme Court of our State, in Barkesdale's case, 93 Vol. N. C. Reports, held that this limitation cannot be exceeded for educational purposes. Thus the law failed, and the school-houses were not kept open "for at least four months," and the children of the State were practically deprived of the schools distinctly commanded by the Constitution, and our noble old State stands among her sisters as one of the laggards in public education.

The able report of our Superintendent of Public Instruction shows that, whilst the average taxation in the United States for school purposes is two dollars and eleven cents per capita of total population, in North Carolina it is only forty-four cents.

But the whole State does not show this deplorable condition of affairs. In one township which has been called to my attention, and no doubt there are others whose action is equally commendable, the sum of $22,336.04 has been raised by taxation for schools, either under the general law or under a vote of the people of the township. The number of children in that township is 4,548, thus realizing the sum of $4.69 for each child within the school age in that township, whereas the general average in the State is $1.22 on each of the school population between six and twenty-one years of age.

The Legislature should show its appreciation of those townships or school districts which have gone forward and by their own action given proper schools to the children within their limits.

I earnestly recommend that you compel the schools to be kept open in each school district for four months at least, and that you make provision that each township shall have the power, upon the recommendation of the County Commissioners, by a vote of the people, to levy further taxes, as they may deem necessary, for the extension of the school term beyond four months. If this is done, North Carolina will

rank higher on the educational roll, and no school district in the State can reproach you for want of school facilities, for if it has them not, it will be its own fault.

This, in my judgment, is the best way to meet your responsibility. If your honorable body should think otherwise, then you should provide for a sufficient amount to keep the schools open at least four months in each year.

But whether you adopt the one plan or the other, simple justice demands that the school districts or townships which have of their own volition imposed additional taxes for this purpose should be credited with the amounts thus voluntarily raised, and to that extent should be exempted from additional taxation.

The average duration of the school term for the last two years is sixty days; three days less than in 1888. The whole amount expended in 1890, including special graded school taxes, is $718,125; an increase of about $18,000 over 1888. The total number of children between the ages of six and twenty-one is reported at 586,668; those enrolled under the law at 322,533, and the average attendance at 203,100.

THE UNIVERSITY.

But your duty upon the educational question will not be discharged by providing alone for the common schools. Our forefathers, in the gloomy days of the Revolution, were looking forward to the time when our State would become the great and prosperous Commonwealth she now is. North Carolina first of all the colonies proclaimed herself the advocate of higher education by declaring, in 1776, in the Constitution adopted at Halifax, that "all useful learnings shall be duly encouraged and promoted in one or more Universities." From time to time since then the people in their majesty have spoken, and their last utterance is to make its care your duty, and its proper maintenance one of your most

binding obligations. (Article IX, Section 6, State Constitution.)

Our forefathers discharged their duty in establishing and fostering the University; but how has that duty been performed by our generation?

The Superintendent of Public Instruction tells you "it is a valuable property, but it does very much need an appropriation to repair the old buildings and to furnish water and lighting facilities, in order to put it more in touch with modern progress and demands."

What words could have been used which would portray its condition more plainly? It has no new buildings except Memorial Hall, and that was not built by the State. I do not think that the language quoted could properly have been used in regard to the University of any other State in the Union. It has a zealous, learned, and faithful Faculty. It has a Board of Trustees comprising within its body some of our most distinguished and best loved citizens. It may be that these have not done all they could for its prosperity; if so, condemn them for it. But, at the same time, inquire if there is not another body whose duty it is to see to the proper maintenance of this institution. If the University of North Carolina is not to receive the aid which the Constitution indicates, it would have been better for the good name and the glory of the State that no such mandate should ever have found place in it. But it is there, and is as binding upon the legislator who feels no personal interest in it as it is upon one who received his education within its walls and looks back with reverence and affection upon his *Alma Mater*.

My own judgment is, that your body should send a committee of your own selection to the University in order to ascertain, not the very smallest sum which will enable it to struggle along, but what sum is needed to make it as efficient as it ought to be, and vote that sum, and the day will come

when this Legislature will be held in remembrance and divide honors with the patriots of 1776.

Generous citizens of North Carolina, and one of the University's honored graduates—originally, we are proud to remember, a North Carolinian—the Hon. James Grant, of Iowa, have established a Chair of History by subscribing for that purpose about thirty-five thousand dollars.

TRAINING SCHOOL.

A training school for female and male teachers is of the utmost importance to our public school system. The proper education of our children depends in a great degree upon the ability of the teacher to impart instruction and to enforce discipline. The training should be acquired before the teacher has charge of a school, for if it is to be had at the expense of the children, the damage the deficiencies of the teacher will cause will probably counterbalance any future good he or she may be able to do.

With a good training school for both sexes, we can have teachers who come to their work fully prepared to impart instruction to our children.

It has been said that one of our States, after bestowing its highest honors upon one of its citizens, made him President of the University, in order, said one of his compeers, to educate him; and his genius was so great that those who smiled at his elevation accorded to his successful labors most unstinted praise. But this case was exceptional, and it is very sure previous training would have added to his usefulness and efficiency.

It may be that, after establishing and providing for such instructions as are commanded by the Constitution, you will hesitate to impose a further tax upon the people to the extent necessary to establish this school for both sexes. In that case it would be well to establish it for female teachers only, not because of any sentiment in regard to the sex, nor alone

on account of the fact that heretofore North Carolina has not erected any institute solely for women, but because the indications are that it will be from that sex that the large majority of our teachers will come in the near future.

NORTH CAROLINA DEPARTMENT OF AGRICULTURE.

It is not necessary to call your attention to the exceeding usefulness of this Department. Its labor in preventing an adulterated fertilizer from being sold to our people has been of immense service to the agricultural interest of the State. It is now in a condition which requires immediate relief at your hands. The license tax imposed by the last Legislature upon those selling fertilizers within the State has been declared unconstitutional by the Federal Court. This tax supplied the funds to run the Department, and unless some other means are provided the Department will be paralyzed.

The Board of Agriculture recommends the adoption of the tonnage system in lieu of the license tax heretofore in operation. It is recommended that a tax of twenty-five cents a ton be levied for the benefit of this Department upon all fertilizers for sale in the State for the fiscal year ending November 30th, 1891, and twenty cents a ton for each year thereafter, for the purpose of defraying the expense connected with the inspection and analyzation of fertilizers and fertilizing material. This tax, I am assured, will be sufficient, and will be laid, I am informed, in accordance with the decision of the Supreme Court.

THE NORTH CAROLINA AGRICULTURAL EXPERIMENT STATION.

The report from the Agricultural Experiment Station is unusually interesting. It came into existence in 1877 and was a part of our Agricultural Department. It was the first Agricultural Experiment Station established in the South, and was the second established in any of the States. Its

expenses were at first paid by the State. They are now paid by the U. S. Government under the Hatch Act. It is doing valuable service in the agricultural interest of the State and yet adds not one stiver to our State taxes. During its fourteen years of existence it has raised the grade of fertilizer and saved thousands upon thousands of dollars to our farmers by preventing the sale of adulterated and worthless compounds. In considering the many fields of operation for this Station, and the great advantage it has been to the State, the doubt arises in my mind as to the wisdom of abolishing our State Geological Department.

COLLEGE OF AGRICULTURE AND MECHANIC ARTS.

The College of Agriculture and Mechanic Arts was completed for use in the summer of 1889. In July, 1889, professors were elected to fill the departments of Agriculture, Horticulture, Mathematics, Mechanics, English and History. In August a President was chosen, and on the 3d of October, 1889, the College was opened with thirty-two students, which number was increased to seventy-three during the first session, fifty-six being the greatest number present at any one time. During the past session the roll shows total number eighty-five; of this number thirty-one paid their own tuition charges, the others were given tuition under our act of Assembly. Seventy-two per cent. of the pupils were sons of farmers.

A largely-increased number of pupils, it is anticipated, will apply for admittance next session, and yet the President tells us that the number at present is "straining the lodging capacity of the building to the utmost."

The students are engaged, as a general rule, for nine hours each school day as follows: Three hours in class-room recitations; three hours in manual training, work-shops, mechanical drawing and field; three hours in study.

When students have completed their regular course, they ought to be able to engage with fair prospects of success in some of the following occupations, viz.: Farming, dairying, fruit-growing, teaching, mechanics, manufacturing, surveying or civil engineering.

The College owns in land, buildings, equipment, apparatus, etc., property worth about $55,000. It has received no direct appropriation from the State, except such as was yielded by the tax on fertilizers. The College may derive the sum of $8,000 to $12,000 a year, or even more, from the Treasury of the United States, in case this Legislature passes an act to be called to your attention in this message. It needs an appropriation, the President of the Board of Trustees says, for 1891, twenty-five thousand dollars; for 1892, twenty-five thousand dollars, and then ten thousand a year thereafter. I heartily recommend this appropriation.

North Carolina has the material for development. What she needs is the men trained to develop. With such unbounded scope for improvements we cannot start a cotton factory without sending off for men to superintend it. This College will supply the demand for trained men, and North Carolina is only helping herself when she fosters the College of Agriculture and Mechanics Arts.

COLLEGE OF AGRICULTURE AND MECHANIC ARTS FOR COLORED STUDENTS.

An act of Congress, approved July 2d, 1862, appropriated a portion of the public lands for the more complete endowment and support of the colleges established by the States for the benefit of agriculture and mechanic arts.

An act of Congress, approved August 30th, 1890, appropriated to each State which had erected such colleges the sum of fifteen thousand dollars for the year ending June 30th, 1890, and an annual increase of the amount of such appropriations themselves for ten years by an additional sum

of one thousand dollars over the preceding year, and the annual amount to be paid after the said ten years to be *twenty-five thousand dollars* a year, to be applied to instruction, and to the facilities for such instruction, with the proviso that no money shall be paid to any State where a distinction of race or color is made in the admission of students, with the qualification that the establishment of separate colleges for the races should be a compliance with the act.

On the 22d of September, 1890, the Honorable Secretary of the Interior addressed to me a circular letter asking —

1st. If there was such a college in this State?

2d. If so, is any distinction of race or color in the admission of students recognized or made in the State law, or in the regulations or practice of the Institute?

3d. If there is a college for whites and also one for colored, or an institution of like character aided by the State from its own revenue for the education of colored students in agriculture? etc.

On the 27th of September I replied to said circular letter, stating "that there was such a college here. The only students in said college are white, and I am satisfied that whilst the law makes no express discrimination, and no positive regulation or practice has been established in regard thereto, if a colored student should present himself he would be refused admittance. Such action would be in accordance with the spirit of the Constitution of our State (Article IX, Section 2), which provides that the children of the white race and the children of the colored race shall be taught in separate public schools, but there shall be no discrimination in favor of or to the prejudice of either race. I shall recommend in my next annual message to the Legislature that an Agricultural College be established for the colored race at once."

In answer to this letter, I was informed that North Carolina was not entitled to any portion of the fund under the circumstances.

In the meantime, a temporary arrangement was made by the Directors and Faculty of the College and Dr. Tupper, the distinguished head of the Shaw University (colored) of the city of Raleigh, by which the professors of the Agricultural and Mechanical College were to teach classes in the Shaw University of colored students in the same manner as the white students were taught. This arrangement was carried into effect and the Secretary of the Interior notified.

Thus far, no action has been taken by the Secretary of the Interior to give North Carolina any portion of the fund. I recommend the establishment of the college for the colored students, for this will entitle our State to her portion of the appropriation.

PENITENTIARY.

The report of the Directors of the Penitentiary will no doubt receive your careful consideration. The warmly expressed desire of your predecessors and mine to make the Penitentiary self-sustaining has been achieved by the earnest efforts of the Board.

The Legislature of 1889 appropriated the sum of $150,000 to defray the expenses of the Penitentiary from the 1st of December, 1888, to the 30th of November, 1889.

Of this amount the report of the Board shows that there was on hand on the 1st of April, 1889, when the present policy went into effect, the sum of $109,197.98.

That on the 30th of December, 1890, there was—

Balance in Treasury	$ 65,681 98
Cash in Bank (commutation)	1,167 19
Cash in drawer	133 46
Collectible bills	38,587 35
Real estate (city lots, Mansion account)	7,500 00
Total cash, collectible bills and real estate,	$113,069 98

The collectible bills are believed to be as good as gold. The real estate was taken under a contract for completing the Governor's Mansion, at the valuation put upon said lots by the Legislature of 1889. See Public Documents, No. 28.

In addition to this there are assets and permanent improvements on hand, as follows:

Value of crop on hand (Roanoke farm)	$ 30,205	00
Value of mules and horses bought and on hand at Roanoke farm	4,854	20
Value of cattle and hogs on hand at Roanoke farm	1,368	75
Value of machinery and tools bought at Roanoke farm	4,604	77
Value of household and kitchen furniture bought at Roanoke farm	1,027	71
Value of buildings erected at Roanoke farm	9,006	02
Value of horses and mules bought for railroad work at the Penitentiary	5,370	52
Value of work on Penitentiary buildings	23,708	14
Value of 1,127,000 brick on hand	7,845	00
Value of tobacco on hand	943	40
Total assets and permanent improvements	$ 88,933	48
Cash, collectible bills and real estate	113,069	98
Total	$202,003	46
Deduct the amount of appropriation unexpended April 1st, 1890	109,187	68
Balance in favor of Penitentiary	$ 92,815	78

The recommendations of the Board are as follows:

RECOMMENDATIONS.

"While we have been unusually successful in being able to make contracts for the employment of the convicts,

mainly upon railroad work, it is evident that ere long there will be a less demand for labor on this class of work, and it is possible a large number of convicts may be thrown on our hands without employment. We are, therefore, compelled to recommend that permanent work be provided for a large portion of the force within the Penitentiary enclosure, where they can be worked at much less expense than upon the outside. Having this in view, we have expended the sum of twenty-three thousand seven hundred and eighty dollars and eleven cents ($23,780.11), nearly completing the west wing of the Penitentiary building, which can be fitted up for cells, or for any industries which the General Assembly in its wisdom may establish, such as tobacco and jute bagging factories. If it be thought unwise or impracticable to provide industries within the Penitentiary, we recommend that the force be located upon farms.

"Approving the wise policy adopted by former Boards, we have leased for the term of ten years, with an option of purchase, a large body of valuable lands on the Roanoke River, in the counties of Halifax and Northampton, upon which we have located a force of some two hundred convicts, consisting mainly of women and boys and the old, decrepit and infirm, who are totally unfit for railroad work.

"These lands have been worked successfully during the present year, and the statement of our farming operations accompany this report. Our experience in farming with this class of labor has impressed upon us the belief that each convict in the Penitentiary can be made to earn his support upon a farm.

"Our expenses have been greatly lightened and our operations greatly facilitated by having money on hand to do business on a cash basis. We, therefore, ask that all of the unexpended appropriation and earnings of 1889 and 1890, together with available assets and farm products, which, under the present law, at the end of the fiscal year ending November 30th, 1890, are carried into the general fund of

the State Treasury, be appropriated to the Penitentiary by the General Assembly to enable us to continue the operations of this institution on a self-sustaining basis. Under the present law we are limited in our expenditures, which is necessarily a limitation upon our operations, and we have been unable to make advantageous contracts on account of a large sum of money required to be used and charged against us as expenses. We, therefore, recommend that that portion of the act of the Legislature of 1889, limiting our expenses to two hundred and thirty thousand dollars ($230,000) per year, be amended in this respect."

The Board asks for no new appropriation, but it asks that the unexpended appropriation and earnings for 1889 and 1890, together with available assets and farm products on hand, be appropriated to the Penitentiary to enable it to continue the operations of this institution on a self-sustaining basis. Suppose this reasonable request is not granted, and for any cause the work for the extension or building of railroads should be suspended, or the railroads decline to employ convict labor, the probability is the Legislature would have to be convened in extra session at a very heavy expense to the State.

The second proviso to the third section of chapter 422 of the Act of 1889 is, "that the entire expenditure (for the Penitentiary) shall, in no case, exceed two hundred and thirty thousand dollars per annum."

This proviso, I have been told, has prevented the Directors from taking contracts of great advantage to the State, and if retained will probably, nay, almost certainly, do so again. Take this case: Suppose a contract was offered the Directors involving an expenditure, in great part for material, of two hundred and fifty thousand dollars, in which they would be able to make a clear profit of fifty thousand dollars. They could not take the contract, because the amount of gross expenditures would exceed the amount of "entire expenditures" permitted in the law. It is respectfully submitted

that the wise course would be to leave the law as the first proviso to section three left it, which is, "Provided the sum expended in excess of the sum heretofore appropriated shall be realized from the earnings of the Penitentiary."

The Board has shown itself worthy of this confidence, and your Honorable Body may rest assured that to allow it the free use of its earnings will only result in greater, if possible, zeal and more remunerative efforts.

The Board has been enabled to do so much, in great part, because of the work furnished by the unprecedented construction of railroads in the State. This work is precarious, and the Board, with a view of meeting a contingency which will probably arise, has obtained possession of a large tract of land on the Roanoke River, which has been cultivated to advantage. In addition to this, it has recommended the establishment of certain industries in order to give employment to the convicts. The establishment of a jute bagging factory strikes me with great force.

It has been proved that unskilled labor is as well suited to this work as to any other in which it can be employed. It will not come in competition with free labor. It will reduce the price of bagging to the farmer, and it will tend to make the institution self-sustaining.

Being thoroughly satisfied that, with proper facilities for using the convict force to the best advantage, this institution can be made a source of profit instead of expense to the State, and also desiring not to increase the amount of taxation, I recommend the issuing of four per cent. State bonds to an amount sufficient to establish said factories, and to pay for such land as may be required to properly employ the convicts not otherwise engaged, and that the interest on said bonds, and a sinking fund for their ultimate payment, be made out of the savings of the Penitentiary.

REFORMATORY DEPARTMENT.

The demand for a Reformatory Department for young convicts is becoming very great. One of the most distinguished jurists said to me, that when he was on the Superior Court Bench the hardest duty he had to perform was to sentence young boys and girls to the Penitentiary. The thought that those young law-breakers were to be consigned to fellowship with old and hardened offenders, by which the very last germ of good within them would be destroyed, was enough to grieve a good man.

One of our distinguished State officers described to me a scene which he witnessed on one of our railroads, where two fair-faced and amiable looking boys were chained, each of them, to repulsive, degraded looking convicts, typical house-breakers in appearance, and were being conveyed with them to the Penitentiary. Gentlemen of the General Assembly, what hope for reformation is there with such associates for these young persons?

Humanity, to say nothing of Christianity, demands that arrangements be made whereby these unfortunates shall be kept separate from the old offenders and given a chance, at least, for the future.

ATTORNEY GENERAL'S REPORT.

The report of the Attorney General is commended to your careful consideration. He calls attention to the necessity for constitutional revision, and also of a proper oyster and fish law. The statistical information given by him is very interesting, and I agree with him that the information will enable the Legislature to change the mode of compensation of Solicitors of Judicial Districts. It does not tend to make the administration of justice calm and unimpassioned, when the amount to be received by the Solicitor depends in any degree upon the number of convictions he may be able

to make. I recommend that the several Solicitors be paid salaries commensurate with the work each has to perform.

His recommendation as to creating two degress of murder, re-establishing Courts of Oyer and Terminer, and amending the criminal practice, so as to simplify and lessen the expense of criminal trials, are wise and should be acted upon.

The same may be said of the enactment of some legislation to regulate the conditions under which corporations organized under laws other than our own shall be permitted to carry on their business in this State.

In this connection I recommend the re-enactment of so much of Chapter 29 of Vol. 2 of *The Code* as has been repealed, for I fail to see any satisfactory reason why insurance companies doing business in this State should not make a deposit of bonds to secure our people from loss. I think it would be well to require the companies to deposit North Carolina bonds only as security.

AUDITOR'S REPORT.

The Auditor's report for 1889 and 1890 shows that, under Chapter 198 of Act of 1889 for the relief of certain soldiers of the late war between the States, and widows, there were net collections amounting to the sum of $87,496.63, and that upon the roll for relief there are 4,051 persons, as follows:

First class soldiers	46
Second class soldiers	230
Third class soldiers	339
Fourth class soldiers	914
Fourth class widows	2,522

The use of the word "indigent" in the first section of Chapter 198 of Act of 1889, was such as to require a construction to be placed upon it by the Pension Board. The Board was satisfied that it was the destitution of the widow

the Legislature intended to relieve, and was in no way an attempted compensation for the service rendered by the dead soldier husband. It therefore adopted the construction that indigent meant that the widow did not have an income of $300, or property to the value of $500, nor did she have any child, relative or friend who was supporting her. In other words, if the widow could be supported without this appropriation it must be assigned to one more needy than herself. This has given rise to many criticisms upon the part of those who were excluded from participating in the fund, and it is respectfully recommended that the Legislature will put its own construction upon the word "indigent," and the Board will carry out that construction.

Every appropriation for this purpose should be specific, that is, a tax of three, four, or five cents upon the hundred dollars' worth of property to be applied as directed by you. The condition of the Federal Treasury is a sufficient answer to any proposition to pay a certain amount to each person without limiting the amount to be expended.

After fixing the amount of tax to be divided amongst the different classes, if each class is to be reduced in proportion in case the tax levied should not be sufficient for all, it would be well for your body to consider that the more the fourth class is increased by the use of general words extending the scope of the present law, the less will those old veterans receive who have "wounds" which render them totally incompetent to perform manual labor, or such as have "lost a leg above the knee" or an "arm above the elbow." I call your attention to the fact that only one county in the State has failed to levy and collect the tax for our old soldiers, and I am glad to believe that it will be remedied in that county next year.

Your attention is directed specially to the Auditor's recommendations. They are fully concurred in by every member of the Board.

DEPARTMENT OF STATE.

The report of the Secretary of State shows that during the last two fiscal years fourteen hundred and fifty-three grants have been issued, covering one hundred and fifty-four thousand seven hundred and fifty-eight acres of vacant public land.

STATE BOARD OF HEALTH.

The report of the State Board of Health, which is herewith sent, will advise you fully as to the conduct and action of that Board. It was received too late (January 5th) for me to give it the consideration which the reports of that Board have always merited.

I invite your attention to the report of the Quarantine Physician. An appropriation to rebuild the quarantine hospital, which was burned down a few years ago, is earnestly recommended.

THE NORTH CAROLINA INSTITUTE FOR THE DEAF, DUMB AND THE BLIND.

The number of pupils in this Institution is two hundred and ninety-three. Of this number two hundred and five are in the Asylum for the whites, and eighty-eight in the Asylum for the colored. This is the largest number that has ever been in it at any one time. The Superintendent reports that its utmost capacity has been reached, that a greater number cannot be accommodated unless the buildings are enlarged. Forty-one pupils have been discharged and sixty-five admitted during the last two years. The Institution has been conducted within the appropriation made by the Legislature two years ago. It has been well conducted. The buildings, both of the white and colored departments, need considerable repairs. The furniture is old and badly worn, and some of it should be replaced at once. An infirmary is greatly

needed. Fifty thousand dollars, it is estimated, will support the inmates, repair the buildings, replace the furniture and build the infirmary.

Your attention is called to the following extract from the report of the President of the Board of Trustees:

"The Institution is now filled to its utmost capacity. I would most respectfully call the attention of the Legislature to this state of affairs. Not one half of the deaf, dumb and blind children of the State are receiving the advantages for which the Institution was created. We would earnestly urge that some provisions be made for the education of all such children of the State. We would suggest that the best way to accomplish this would be to separate the two classes and that the blind continue to occupy the building now in use, and new buildings be erected for occupancy by the deaf and dumb. It will be remembered that the Legislature donated to this Institution, at its last session, one hundred acres of land near the city of Raleigh, but no money having been appropriated it was impossible to cultivate the same; as, with the small appropriation, we could, with the strictest economy, barely meet the current expenses of the Institution. It has occurred to your Board of Trustees that the Agricultural and Mechanical College has under their control two hundred acres of land, adjoining the land referred to above, belonging to the Institution, and as the two institutions would be near each other, if buildings were erected on this property for the deaf and dumb the pupils of both might unite in cultivating the farm, and both be instructed in agricultural and mechanical arts by the professors of the Agricultural and Mechanical College. Should this plan be found not to be feasible, the farm could be cultivated to advantage by the pupils of this Institution. The deaf and dumb must be taught to work, and become sustaining citizens of the State when they pass from under our control."

INSANE ASYLUMS.

These institutions are in good condition. The officers are energetic and faithful. I call attention of the General Assembly to their several reports. It will be seen that each of these institutions request an additional appropriation, and, if they are to be administered upon the principles announced, I think their requests very reasonable; indeed, exceedingly moderate and insignificant in comparison with the demands which will probably be made upon the State in the future. Doctor Murphy, the Superintendent of the Western North Carolina Insane Asylum, says: "Notwithstanding the great demand for room, every recent or supposed curable patient, and all violent and incurable ones, were promptly admitted, without sending home any harmless incurable ones. I fear in the coming year this cannot be done, and more room will be urgently demanded for even the curable. The plan of sending home the so-called harmless, while, perhaps, better than keeping without the walls of the hospital the curable cases is open to many objections. I have had reports from several who were thus returned to the counties of settlement of such a nature as to convince me that it is a cruelty to send them to the County Alms-houses, or the care of their ignorant and impoverished friends, as is often necessarily done. The State should provide more room for this class of its wards. This could be cheaply done, in part by this Asylum, by the construction of congregate dining-rooms and using the present dining-rooms for dormitories. It is estimated that this work could be done at a cost that will not exceed two hundred and fifty dollars for each bed; that is to say, for each patient accommodated. The beds of this Institution, as it now stands, cost about a thousand dollars apiece. In no other way could apartments be so economically supplied. The cost of any addition would probably be not less than three hundred and fifty dollars per bed."

Doctor Miller, the Superintendent of the Eastern North Carolina Insane Asylum, says: "There can be no question as to the necessity of increased accommodations for the insane of our State, and I am decided in the opinion that in our State Asylums is the place for all classes of our insane population. The buildings are constructed specially for this class of people; the attendants are trained in their management; the doctors are supposed to be skilled in their treatment. Many of such insane could be self-supporting if sufficient lands were purchased for their employment under charge of a discreet farmer."

It would be well to count the cost of these recommendations before the policy is established that it is the duty of the State to provide for all classes of insane in the State Asylums.

Governor Scales, in his annual message to the Legislature two years ago, speaking of the North Carolina Insane Asylum at Raleigh, said: "The number of insane now provided for in that Institution is two hundred and ninety-three, and these are largely in excess of the capacity for which the Asylum was originally determined. There are now in private families, poor-houses and jails, in said district, over eight hundred insane persons who should have medical treatment, and that care and treatment which alone can be found in asylums properly equipped to that end."

The President of the Board of Directors of the North Carolina Insane Asylum, the Hon. Richard H. Smith, makes substantially the same statement in his report, herewith sent.

Doctor Murphy tells us that the cost of the beds of the Western North Carolina Institution, as it now stands, is above one thousand dollars apiece, that is, for each patient accommodated; and the cost of any other addition, except the one he proposes, would probably be not less than three hundred and fifty dollars for each new patient. The particular improvement he suggests he estimates at two hundred and fifty dollars for each patient. Taking the estimate at

three hundred and fifty dollars, to accommodate the eight hundred would take $270,000 for building purposes; and then say $180 per head each year for expenses would add, for the Raleigh Asylum alone, $144,000 per year to our tax bill in addition to cost of building. By the time the Morganton Asylum and Goldsboro Asylum were extended to accommodate all the patients dependent upon them, I don't know what the cost will be.

I have not construed the law as intending to make our insane asylums either hospitals or alms-houses. I do not think it was the intention to keep in the asylums any person who was incurable and harmless any longer than it would take to ascertain the fact.

Section 2260 of *The Code* reads as follows: "Any three of the Board of Directors of the Asylum, upon the Superintendent certifying the facts (a copy of which certificate shall be sent to the Clerk of the Superior Court of the county of settlement), shall be a Board to discharge or remove from their Asylum any person admitted as insane when such person is incurable or is found to be of sane mind, or when such person is incurable and, in the opinion of the Superintendent, his being at large will not be injurious to himself or dangerous to the community; or said Board may permit such person to go to the county of his settlement on probation, when, in the opinion of said Superintendent, it will not be injurious to himself or dangerous to the community; and said Board may discharge or remove such person upon other sufficient cause appearing to them; and whenever any such person, if admitted as indigent, may be discharged or removed, except as sane, it shall be the duty of the Sheriff of the county of his settlement to convey such person to his county at its expense, and any such indigent person discharged as sane shall receive from the Asylum a sum of money sufficient to pay his transportation to the county of his settlement, which sum shall be repaid by said county."

The reasonable construction of this section is, that upon any three Directors finding that an insane man is cured it is their duty to discharge him, or when he is found incurable and, in the opinion of the Superintendent, harmless, it is their duty to discharge him or cause him to be sent to his county of settlement. If this be the proper construction of the act, I cannot recommend any further appropriation for building purposes until all incurable harmless insane are caused to be sent back to their proper counties; and then if there is not room I advise an appropriation for building purposes to the extent needed for new accommodations.

What shall be done with the harmless indigent incurables? Section 2260 of *The Code* answers that question. The Sheriff of the county must come after such of them as are indigent upon notice, and the county must take care of them.

I have been informed that notices under the above Section have been issued from the Asylum at Raleigh, and, in several instances, the Sheriffs have paid no attention to such notices. In addition to the indictment of the Sheriff in such cases, I recommend that the county of settlement be made to pay the expenses of such harmless incurables, and there will be little trouble from that source, for I regret to say that it is impossible for the most economical Board to support an insane person at the Asylum upon the amount which will suffice in a county alms-house.

With some hesitation I venture to lay before your honorable body the policy which I think should control our Insane Asylums.

There are three classes of insane: 1st. The dangerous, whether curable or incurable; 2nd. The harmless curable; 3rd. The harmless incurable. The first class ought to be accommodated at all hazards, for if permitted to remain at large, some sane, responsible human being might be killed or seriously injured.

The second class, the harmless curable, ought then to be taken care of, for it may be that some darkened mind may

be brought to the light by means of the advantages and attention bestowed in these institutions.

The third class appeals strongly to the friends of those suffering under a cloud, never to be removed, and should be properly cared for in their respective counties, surrounded by their relatives, if they have the means to support them; if not, by the county. It will be found from the reports that in an asylum it takes from $177 to $202 per year to feed, clothe and care for a patient. You know, gentlemen, that it does not require anything like this amount to take care of one in a county alms-house. Upon this subject Dr. Miller says: "But, if the State will not this provide, then * * * the next best thing to be done, is for the counties to act upon the suggestion contained in my annual report for 1888, viz.: construct of brick, and heat with a small furnace, a suitable building for our incurable harmless insane whose families are not able to take care of them."

If you shall deem it your duty to provide by a State tax for this third class, you can do it more cheaply in the counties of settlement. Your attention is called particularly to the remarks of Dr. Wood, Superintendent of the North Carolina Insane Asylum, under the head of "Custodial Care of the Insane."

IDIOTS AND INEBRIATES.

The seventh section of Art. II of the Constitution provides that it shall be the duty of the Legislature, as soon as practicable, to devise means for the education of idiots and inebriates.

IDIOTS.

It is plain that the Constitution did not intend to do a vain thing, and we are therefore compelled to the construction that by idiots was not meant those absolutely without capacity and incapable of receiving instruction, but rather the class which would be embraced in the meaning of the

Greek word, "*idiotes*," from which the word idiot is derived, and which can well be rendered simple or weak-minded. There is no class of our population which appeals more strongly to the humanity, as well as the sympathy, of our people than its feeble-minded children.

One of our largest and most influential Christian denominations is interesting itself in this subject, and whether a school for the purpose be made a part of the Institution for the Deaf, Dumb and the Blind, or a separate and distinct school be established, the cost will not be very great. It should be done, and at once.

INEBRIATES.

Your attention is called to the suggestion made in the report of the Superintendent of the Western North Carolina Insane Asylum in regard to inebriates. He says: "We have in our hospital twelve rooms built for private patients, which our population, as a rule, does not demand. It is proposed, as a temporary expedient, or until the State can provide an institution for this class, as our Constitution commands, to use these apartments for inebriates who will be received and treated as such, charging them such moderate prices for their care and treatment as will protect the institution from loss. In this way a limited number can be admitted and treated and, we hope, cured, without any additional cost to the State. I am not aware that inebriates are treated as such in any hospital for the insane, except perhaps in Massachusetts."

This proposition is heartily recommended as a temporary expedient.

BOARD OF PUBLIC CHARITIES.

The Constitution of our State should be obeyed by our legislative bodies, because it is the fundamental law. When one of its provisions becomes unsuited to our wants it should

be eliminated by the means provided in that instrument itself. Until this is done, it should be respected and enforced as a part of the law of the land

In the eleventh article of the Constitution of our State, it is provided, in section seven, that "The General Assembly shall, at its first session, appoint and define the duties of a Board of Public Charities, to whom shall be entrusted the supervision of all charitable and penal State institutions, and who shall annually report to the Governor upon their condition, with suggestions for their improvement."

Its establishment and efficiency was regarded as of so much importance that, in the eleventh section of the same article, it was classed with the Legislature itself, in directing it, as well as your honorable body, to keep in view that all penal and charitable institutions should be made as nearly self-supporting as is consistent with the purpose of their creation.

The Legislature, by Chapter 10 of Volume 2 of *The Code*, established this Board, prescribed its duties, and then by a proviso to section 2334 destroyed its efficiency by providing for its compensation as follows: "*Provided*, the said Board shall be allowed their traveling expenses for attending one meeting." That is, it made it incumbent upon the Board to hold four meetings a year; as compensation, to receive traveling expenses for one meeting. In other States these Boards are encouraged, and are of immense service to the State. Here we can hope for the same result, if the spirit of the mandate of the Constitution is carried out by making adequate provision for its support.

The importance of this Board cannot be overestimated. There is need for its supervision every day. It should be made the Board of Visitation, as directed by Section 2271 of *The Code*, which makes this Board and your honorable body the official visitors of all Insane Asylums.

1. Experience shows that there should be an official visitor to all penal and charitable institutions. It is no reflec-

tion upon the management of our institutions to say that any system which does not provide for a stated systematic examination of the charitable and penal institutions of the State by an expert is vitally defective. Upright, conscientious officers, who are trying only to do their duty, will hail with pleasure the presence of an expert who has mastered his subject and comes prepared to make valuable suggestions for the improvement of the institution under their charge. Officers, if any there should be of another character, will be bound to change their ways, or vacate. Such a Board will be able to give the Legislature valuable aid in suggesting what class of patients it would be better to discharge from our crowded asylums to make way for others whose wants are greater. "To help the most needy" should be the rule of acceptance. It is constantly being suggested that there are persons out of the asylums who are in greater need of its ministrations than many who are within it. The Board could examine into the matter, and see that the rule above set forth is complied with. The supervision of the Board could be extended to the semi-public institutions for charity, which are supported by the private liberality of our people, if requested.

2. It should examine into the condition of every jail within the State and report such prison reforms as are needed.

3. It has been charged that criminals are receiving pardons from the Executive on account of their health, when a closer examination would have shown that they were not entitled to the clemency given. The Board could be of invaluable assistance to the Governor in such cases.

4. When charges are made against an officer of an institution which the Board of Directors think ought to be investigated, simple justice demands that an officer should be tried by a tribunal that has neither prejudice or partiality. Of course it is possible, but it is not probable, that men can associate year after year with an officer and not feel either. At any rate, the trial by a Board which has no connection

with the institution in which the offence was said to have been committed would give more satisfaction to the people at large, and the members of the Board would not have to combat either favor or prejudice in themselves.

The reports of the Board of Public Charities are herewith sent, and I ask your special attention to the declaration therein set forth of the distinguished Rev. Dr. Fred. H. Wines. Says he: "We are certain that any State which will create a Board of Public Charities and give it little absolute power but the largest possible amount of discretion and freedom in its own action, will reap the benefit in the form of greater efficiency on the part of the benevolent and reformatory institutions of the State at a small relative cost."

RAILROADS.

There has been great activity in the building of railroads in the State within the last two years. In 1888 we had fifty-one railroad companies, twenty-five hundred and fifty miles of road and property estimated at $10,287,648. In 1890 we had fifty-nine railroad companies, thirty-one hundred miles of road and property estimated at $13,674,106.75.

The subject of a Railroad Commission has been agitated for the last three years in the State. My views upon the subject were stated to your honorable predecessor, the General Assembly of 1889, and are the same now. They may be summed up in the following quotation from my inaugural address.

RAILROAD COMMISSION.

"These railroads have been of incalculable benefit to our State and people, and their prosperity is to us a matter of pardonable pride, and no embarrassing restraint upon their development or prosperity should be imposed by a legislative body. But, on the other hand, the exercise of unlimited power, almost of sovereignty, by powerful corporations,

however well managed, will be apt to prove injurious to the State, or some portion of it, whenever the interests of those corporations seem to be antagonistic to that of our State and people.

"It is therefore right and proper that a law creating a railroad commission, to be composed of, say three members, should be matured at an early date by the General Assembly. Care, of course, should be taken not to interfere with the legitimate exercise of power by the different railroad corporations, but at the same time the interests of the State should be carefully guarded against usurpations by these most powerful associations."

There are some facts in regard to the different railroads that are of interest, viz.: The Western North Carolina Railroad is completed within a few miles of Murphy, its terminus. This road is paying for the convict labor used in its construction and has been doing so since the summer of 1889.

Back taxes and the taxes for the last year, to the amount of $15,000, were paid into the Treasury in 1890 by the Raleigh and Gaston Railroad Company.

The charter of the Petersburg Railroad Company expired on the 31st day of December, 1890, and upon renewal of its charter the road will be subject to taxation.

The Seaboard and Roanoke Railroad, it is said, has earned annual profits exceeding six per cent. for more than twenty years. This, if true, will render this company, under its charter, liable to back taxes to the amount of sixty-five or seventy thousand dollars, and hereafter to the tax of twenty-five cents a share for each year in which the annual profits shall exceed six per cent.

The exemption from taxation in the charter of the Atlantic, Tennessee and Ohio Railroad Company, will expire in the summer of 1892 and the road will then be subject to taxation.

THE STATE'S INTEREST IN RAILROADS.

The State holds stock in two of its railroads: in the North Carolina Railroad, it has stock to the amount of three millions of dollars; in the Atlantic and North Carolina Railroad, to the amount of one million two hundred and sixty-six thousand five hundred dollars.

NORTH CAROLINA RAILROAD.

In payment of this stock, the State issued three millions of State bonds of one thousand dollars each, which fell due in the years 1883–'84 and 1885. One hundred and eighty of these bonds were received by the State in part payment of its stock in the Raleigh and Gaston Railroad Company, sold under the act of 1866, and twenty-five were redeemed by the State, under the Funding Act of 1866, and certificates of indebtedness issued in their stead, which certificates were afterwards funded at twenty-five per cent. The two hundred and five bonds thus received by the State were cancelled. The General Assembly authorized the issue of bonds at six per cent. to take up the remainder of these bonds.

Original number	3,000	
Cancelled	205	
New bonds issued under act	2,607	
		2,812
Leaving outstanding		188
Of this number the United States Government held 147, which the Governor and Treasurer purchased in 1889 by selling 113 bonds, thus saving thirty-four bonds		147
Leaving outstanding		41
Since then, five bonds have been presented at the Treasury, and paid in cash out of dividends in hands of Receiver of North Carolina Railroad		5
Leaving outstanding		36

These thirty-six bonds are supposed to have been lost, as no trace of them has been found, after diligent inquiry. The number of bonds now bearing interest at six per cent. is two thousand seven hundred and twenty; interest thereon annually, $163,200. North Carolina is receiving each year under the lease of the road, which has yet ten years to run, as dividends on its stock, the annual sum of $180,000; leaving yearly balance of $16,800.

It would be well for the Legislature to direct that this amount be invested in the bonds of the State and held as a fund —

1st. For the payment of so many of these thirty-six bonds as may be found.

2d. As a fund for the payment of the principal of the bonds when due.

ATLANTIC AND NORTH CAROLINA RAILROAD.

The State originally issued $1,066,500 of its bonds in aid of this road, receiving certificates of stock therefor to the amount of ten thousand six hundred and sixty-five shares. Afterwards, in 1857, it issued $400,000 in bonds as a loan to the road; total bonds issued, $1,466,500. At the close of the Civil War the road had paid back $200,000 of said loan, and under the Act of 1867 discharged the balance by issuing to the State two thousand shares of stock of the par value of $200,000. This made the State's stock twelve thousand six hundred and sixty-five shares, of the par value of $1,266,500.

These bonds, for the most part, have been funded at forty cents on the dollar, so that practically the State has paid for said shares (12,665) of stock $506,600. From its completion to the present time, no dividend has ever been paid upon this stock. When the present Board of Directors took possession of the road, on the 12th day of September, 1889, the bonded debt of the road amounted to $325,000, and there was a floating debt of $56,115.98. On the 1st day of November,

1890, the floating debt was $1,581.41, showing receipts above expenditures in about thirteen months and a half of $54,534.57.

The State's interest in the road has been confided to a proxy and Directors living along the line of the road. Its management has been admirable.

SWAMP LANDS.

The Board of Education has done all it could to dispose of our swamp lands. They have been for years a source of great expense to the State. It will be seen by its report that the Board has sold 91,865 acres at the net price of $46,052.45, being a little more than fifty cents an acre. The Board recommends that the proceeds of the swamp lands be invested in interest bearing securities, say North Carolina State bonds, and that the interest alone be used for public schools.

TITLES TO LANDS.

I beg to call your attention to the recommendation made upon this subject to the last Legislature, and to hope that you will give it due consideration. It is of the utmost importance to us to have the titles of our real estate as clear and simple as possible; but yet, owing to an old provision in our law, which might at one time have been reasonable, it often happens that a title is condemned, or in case a man desires to negotiate a loan, doubt is thrown upon it to such an extent that those having money are unwilling to part with it, for fear some "married" woman or the married daughter of some mother and grandmother, who was a married woman before she arrived at the age of twenty-one years, may sue for the same.

There has been case after case in our county where men having purchased estates, after due inquiry, and yet some one living in some distant part of the country has, under

the law, brought suit and dispossessed the man or woman who has expended money in buying a home. This can be remedied by repealing the provision excepting married women from our statutes of repose. This will be no hardship, for they have now the right to sue alone, or if there should be a doubt about that you have the power to give them the right as if they were *femes sole*, and preserve for their benefit the law until, say, the 1st January, 1892.

PUBLIC HIGHWAYS.

In those portions of the State where nature has done the work our roads are good. Where nature has not been so kind they are, as a rule, abominable. A few townships in the State have honored themselves by greatly improving their roads. I have no reason for believing that their examples will be followed, unless you should require it to be done. I recommend that you levy a tax to be paid over to the County Commissioners of each county when collected, to be applied to the improvement of the public roads of the townships paying the tax; such townships as have already levied a tax for this purpose to be exempted from this levy.

STATE BOUNDARY LINE.

The amount due North Carolina from Virginia for balance, $758.88, advanced by North Carolina on expenses of running boundary line between the two States, will, I have been assured, soon be paid. The boundary line between North Carolina and Tennessee, authorized to be surveyed and run by the last Legislature, has not been made, for the reason that the Legislature of Tennessee did not make provision for appointment of commissioners, etc.

THE OYSTER LAW.

The oyster business is already of great importance to our State, and is becoming more so each season. The necessity

for some general law upon the subject, which can be and will be enforced, is apparent.

Under the survey ordered by the Board of Agriculture, it was ascertained that in over a million of acres examined, five hundred and eighty-three thousand acres are fit for the cultivation and growing of oysters.

In Pamlico Sound, and the neighboring waters, the Board of Commissioners of Shell Fisheries, more than two years ago, reported that there were two hundred and eight public oyster grounds which are not subject to entry, containing twenty thousand five hundred and fifty-three acres. These public grounds are natural oyster beds, and, under proper supervision, will prove of immense benefit to the State, and a great profit, not only to her citizens who live near them, but to those who purchase their rich product. In addition to these public grounds there have been entries made of twenty-five thousand acres, to be planted, for the most part by seed oysters gathered from the public grounds, and this has already been done to a considerable extent. One of the consequences of this development has been the locating of oyster canning establishments at Elizabeth City, Washington, Newberne, Morehead City, Beaufort, and probably other places. These establishments give employment to many laborers and bid fair to increase in numbers and importance.

Another result has also followed. A fleet of vessels and boats from Virginia and Maryland, and, it may be, other States, are to be found upon our waters, busily engaged in carrying to the Northern markets these highly prized bivalves, until reflecting men have, with great unanimity, raised their voices in warning, and cautioned us that if our public grounds are to be used for a while longer, as they have been during the last two years, North Carolina will soon be in the same deplorable condition as Virginia, Maryland and other States, for these fleets are daily carrying from our

waters the seed oysters as well as those which are large enough for consumption.

The subject is a complicated one, for the interests involved are so various and conflicting. But it does appear that policy would dictate that under no circumstances should non-residents be permitted to take oysters from the public grounds of the State. These oysters are the property of North Carolina and she owes it to herself to give to her own people whatever benefits may accrue from catching them. After they are caught and become the property of the citizens of the State, I am not prepared to say how far the Legislature can prevent their sale to any purchaser.

A law to the following purport will probably effect the object desired—

1st. Require every boat engaged in the business of transporting oysters to pay a license tax for one year, graduated according to tonnage of boat.

2nd. Require oysters taken to be culled on rocks or oyster beds, and not more than ten per cent. of oysters less than two inches long be brought from rock or bed.

3rd. Appoint an oyster police and oyster inspector at each of the oyster centers.

4th. Give owners of canning and other factories engaged in the oyster business within the State the same rights and privileges as residents.

5th. Between the 1st of May and 1st of October make it unlawful to take oysters from the natural beds or rocks of the State, except for the purpose of planting them or selling them to be planted in some oyster bed in the State.

6th. Impose heavy penalties for violating any section of the law.

7th. Let all fines and penalties be paid into the public treasury.

8th. Let expenses of executing the law be paid by the Treasurer, without regard to the amount collected for fines and penalties.

9th. Repeal all inconsistent legislation.

The principal difficulty in enforcing this law will be found in compelling obedience from the oyster boats from other States. The fullest authority should, therefore, be given those to whom the execution of the law is confided, and any boat or vessel attempting to evade the law by flight ought to be pursued at once and captured and the men imprisoned. No half-way measures will succeed with these daring boatmen and sailors, but when they find they must obey the law they will cheerfully submit, for they are sensible as well as daring.

STATE GUARD.

There are four regiments in the State Guard, one troop of cavalry and one company of colored troops.

First Regiment has	357	men.
Second Regiment	283	"
Third Regiment	345	"
Fourth Regiment	400	"
Troop Cavalry	38	"
Colored Company (unattached)	32	"
General Staff	22	"
Brigade Staff	8	"
Total	1,505	

This is an increase in number of forty-six in the last two years. The companies are for the first time in its history fully uniformed and equipped. Taking it as a whole it is the best organized State Guard in the South. Its importance to the State cannot be magnified. The firmness and prudence of Company D, Second Regiment, at Rocky Mount in February, 1890, prevented bloodshed and saved to the State in three days more property than the appropriation to the whole Guard for many years would amount to.

The State Encampment is nearly in a state of completion. The U. S. Government has spent five thousand dollars in establishing a battery there. The city of Wilmington and citizens of New Hanover County have presented to the State for the use of the Guard a tract of one hundred acres of land, and are now erecting buildings thereon, to make it more commodious, at an expense of over five thousand dollars.

BOARD OF INTERNAL IMPROVEMENTS.

The report of E. Chambers Smith, Esq., a member of the Board, in regard to the Newbern and Beaufort Canal Company, is of exceeding interest. I recommend that the Legislature take steps at once to induce the U. S. Government to deepen the approaches to the Canal at each end.

The report was adopted by the Board, and is as follows:

"In accordance with a resolution of the Board of Internal Improvements, I visited and inspected the Newbern and Beaufort Canal, with a view of ascertaining whether the contract entered into by the Newbern and Beaufort Canal Company with the State had been complied with, and I beg leave to submit the following report:

"It is unnecessary to refer specially to the various acts of the General Assembly relative to this work of internal improvement, as they do not materially bear upon the matter under consideration, and I shall therefore call your attention to the act of February 10th, 1883, entitled 'An Act to facilitate the construction of the Newbern and Beaufort Canal,' which provides, 'that the Governor of this State and his Council be, and they are hereby, authorized and empowered to transfer, assign and deliver to the Newbern and Beaufort Canal Company the twenty-five hundred shares of the capital stock of the Albemarle and Chesapeake Canal Company, now owned and held by this State, so that the said stock or the proceeds of the sale thereof, may be used by the said Newbern and Beaufort Canal Company in the construction

of the said Canal: *Provided, however*, that before the transfer and delivery of the said stock, the said Newbern and Beaufort Canal Company shall enter into an agreement or contract which shall be satisfactory to the Governor and his Council, that the said canal shall be opened for navigation by the first day of January, A. D. 1885.

"It had been the policy of the State for years to open up an outlet to the sea from Newbern, and to this end the Newbern and Beaufort Canal (first known as the Clubfoot and Harlowe Creek Canal, because it connected with the two creeks bearing those names) was projected. This work dragged for many years, and no material progress was made on it by the owners until, at the session of the Legislature held in 1883, the act above referred to was passed, and the contract authorized thereby entered into.

"The particular point with reference to which your Board directed this examination and inspection, was to ascertain whether the canal had been 'opened for navigation' in accordance with the terms of the contract. It was not without difficulty that a correct conclusion was reached; 'opened for navigation,' under various circumstances and surroundings, would have various meanings. A canal with five feet of water would not be 'opened for navigation' if the approaches were of sufficient depth to float vessels drawing a much greater amount of water, while on the other hand it would not be necessary or expected that a canal should have ten feet of water when the approaches were only three or four feet. So the term must be construed by relation, and not by an absolute rule. Thus construed, I do not hesitate to report that the 'Newbern and Beaufort Canal' has been 'opened for navigation' within the meaning of the contract and the act of 1883.

"The report of General W. G. Lewis, State Engineer, which is hereto appended and made a part of this report, will show that the said canal has a sufficient depth of water to float any vessel that can get to it. While this is all that can be

asked of the canal company, it is greatly to be deplored that it cannot be made a great highway for vessels going from Newbern to the sea, thus saving nineteen hours in reaching it.

"The canal company has expressed a perfect willingness to deepen the canal correspondingly when the approaches are deepened, and every effort should be used to have this done as soon as possible. The United States Government should do this, and the General Assembly, by decided and early action, might direct attention to the great advantage to be derived from this work. If the approaches are deepened to ten feet the canal company will deepen correspondingly, and there will thus be opened a great commercial highway, the benefits of which cannot now be estimated."

WORLD'S COLUMBIAN EXPOSITION.

The importance of the Columbian Exposition of 1892, to be held in Chicago, cannot well be overestimated. North Carolina should be well represented upon that occasion.

Upon the nomination of the Executive of this State, the President has, under an act of Congress, appointed Col. A. B. Andrews and Col. Thomas B. Keogh Commissioners to represent the State of North Carolina. These Commissioners have thus far represented the State with faithfulness to her and honor to themselves. In the organization of the Commissioners and the allotment of duties to be performed they have received distinguished appreciation at the hands of the Commissioners, and I am satisfied that their labors will prove highly beneficial to our State, provided you appropriate a sufficient amount to enable North Carolina's exhibit to be such as the State ought to make.

Nature has been more kind to North Carolina than to any of her sisters. It is no exaggeration to say that for diversity and productiveness of soil, salubrity of climate and variety of products no other State of like dimensions can approach

her. We are three sections in one—a mountain section, a piedmont section, an ocean section. The palmetto and the cactus, growing in the open air, remind us of the tropics, whilst the black fir and balsam show that the breath of the polar clime is not unknown upon our mountains; and yet no land is more free from the cyclones and severe cold with which our Southern or Northern sisters are sometimes visited.

North Carolina alone of all the States answered every call made in the census of 1880 for information as to products of the soil which were supposed to be of sufficient importance to be the subject of inquiry.

We can make an exhibit superior in many respects to that of any other State in the Union provided the means are supplied by your body. For this purpose it is recommended that not less than twenty-five thousand dollars be appropriated.

GOVERNOR'S MANSION.

The residence for the Governor has been "erected," to use the word of the act, and is now occupied. A detailed account of its cost will be found in the Treasurer's Office. Every bill has been paid except a small balance due the Penitentiary, which was turned over to the Treasurer on 30th of November, 1890, according to law. The Council of State found that the assets provided under Public Document No. 28, of 1889, were not sufficient to complete and furnish the building; indeed, that document itself shows that the Legislature did not anticipate that it would do more than complete it. It therefore determined to complete it so far as it could, and partially furnish it, so that it might be occupied. Finding that there were not funds sufficient to furnish it, and not being willing to contract any debt on that account, I have had conveyed to the Mansion furniture belonging to me, to supply the deficiency, and will file a list of the same in the Treasurer's Office, so there may be no

difficulty in ascertaining the property of the State at the end of my term.

The State has at the Penitentiary a beautiful set of marble steps intended for the Mansion. It will cost, it is estimated, near five hundred dollars to prepare them for use. The Council of State has left this, with some other matters necessary for the Mansion, to be dealt with as your honorable body may see fit.

PARDONS, COMMUTATIONS AND REPRIEVES.

Number of pardons in the last two years, 47; commutations, 25; reprieves, 11; total, 83. Of the eleven reprieves, ten have been granted in order to gain time for considering the merits of the cases; one, the case of Sam. Scales, of Rockingham County, was granted at request of the Solicitor, who desired to use him as a State's witness. Before the term of Court was held he died in prison.

DIED IN THE SERVICE OF THE STATE.

Since your honorable body was last in session the State has been called upon to mourn the death of its late learned, respected, honored, Christian Chief Justice of the Supreme Court, the Honorable W. N. H. Smith. There has never been a purer or more conscientious man in the service of the State.

The Honorable William M. Shipp, Judge of the Eleventh Judicial District, has also passed away. Able, just and learned, he died before old age had dimmed the luster of his eye, or the inroads of disease had soured the sweet disposition which made him so dear to those who knew him best.

To-day the State is witnessing the interment of another of her most esteemed citizens, the Honorable Paul C. Cameron. For many years his wise counsels have been of great service to the University, of which he was an honored trustee.

DANIEL G. FOWLE.

January 8th, 1891.

The President referred such portions of the message of the Governor as relate to public institutions, taxation, etc., to appropriate committees.

On motion of Mr. Twitty, the Senate adjourned until eleven o'clock to-morrow morning

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FOURTH DAY.

SENATE CHAMBER, January 10th, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Hall, of this city.

The Journal of yesterday was read and approved.

REPORT OF THE COMMITTEE ON RULES.

Mr. Turner, for the Committee on Rules, submitted a report which was adopted and ordered printed. The report was as follows:

ORDER OF BUSINESS.

1. The President having taken the chair at the hour to which the Senate shall have adjourned, and a quorum being present, the Journal of the preceding day shall be read, to the end that any mistakes therein may be corrected.

2. After the reading and approval of the Journal, the order of business shall be as follows:

1. The Presentation of Petitions.
2. Reports of Standing Committees.
3. Report of Select Committees.
4. Messages from the House of Representatives.
5. Introduction of Bills and Resolutions.
6. Unfinished Business of preceding day.

7. Special Orders.

8. General Orders: first, bills and resolutions on third reading; second, bills and resolutions on second reading, but messages from the Governor and House of Representatives, and communications and reports from State Officers, and reports from the Committees on Engrossed Bills and Enrolled Bills, may be received and acted on under any order of business.

POWERS AND DUTIES OF THE PRESIDENT.

3. The President shall appoint all committees, unless otherwise ordered by the Senate.

4. He shall have the right to name any member to perform the duties of the Chair, who is hereby vested, during such time, with all the powers of the President, except that of giving a casting vote in case of a tie, when he shall have voted as a Senator; but his power as such substitute shall not continue for a longer period than two days, without leave of the Senate.

5. He shall assign to Doorkeepers their respective duties and stations.

OF THE CLERK.

6. The President and Clerk of the Senate shall see that all bills shall be acted upon by the Senate in the order in which they stand upon the Calendar, unless otherwise ordered as hereinafter provided. The Calendar shall include the number and title of bills and joint resolutions which have passed the House of Representatives and been received by the Senate for concurrence.

7. He shall certify the passage of bills by the Senate with the date thereof, together with the fact whether passed by a vote of three-fifths or two-thirds of the Senate, whenever such vote may be required by the Constitution or laws of this State.

OF THE RIGHTS AND DUTIES OF SENATORS.

8. Every Senator presenting a paper shall endorse the same: if a petition, memorial, or report to the General Assembly, with a brief statement of its subject or contents, adding his name; if a resolution, with his name; if a report of a committee, a statement of such report, with the name of the committee and member making the same; if a bill, a statement of its title, which shall contain a brief statement of the subject or contents of the bill, with his name.

9. All motions shall be reduced to writing, if desired by the President or any Senator, delivered in at the table, and read by the President or Clerk, before the same shall be debated; but any such motion may be withdrawn at any time before decision or amendment.

10. If any question contains several distinct propositions it shall be divided by the President, at the request of any Senator: *Provided*, each subdivision, if left to itself, shall form a substantive proposition.

11. No member shall speak to another, or otherwise interrupt the business of the Senate, or read any newspaper while the Journals or public papers are being read. When the President is putting a question, or division by counting shall be had, no Senator shall walk out of, or across the house, nor when a Senator is speaking pass between him and the President.

12. Every Senator wishing to speak or debate, or to present a petition or other paper, or to make a motion or report, shall rise from his seat and address the President, and shall not proceed further until recognized by him. No Senator shall speak more than twice nor longer than thirty minutes on the same day on the same subject, without leave of the Senate; and when two or more Senators rise at once, the President shall name the Senator who is first to speak.

13. Every Senator who shall be within the bar of the Senate when a question is stated by the Chair shall vote thereon, unless he shall be excused by the Senate, or unless he be directly interested in the question; and the bar of the Senate shall include the entire Senate Chamber.

14. When a motion to adjourn, or for recess, shall be affirmatively determined, no member or officer shall leave his place till adjournment or recess shall be declared by the President.

STANDING COMMITTEES.

15. Standing Committees, consisting, unless otherwise ordered, of seven members, except the Committee on Judiciary, which shall be composed of fourteen Senators, and the Committee of Finance, which shall be composed of nine Senators, shall be appointed by the President on the following subjects:

1. On Propositions and Grievances.
2. On Privileges and Elections.
3. On Claims.
4. On Judiciary.
5. On Internal Improvements.
6. On Education.
7. On Military Affairs.
8. On Agriculture, Mechanics and Mining.
9. On Banks and Currency.
10. On Corporations.
11. On Finance.
12. On Insurance.
13. On Penal Institutions.
14. On Salaries and Fees.
15. On Engrossed Bills.
16. On Deaf, Dumb and Blind Asylum.
17. On Insane Asylums.
18. On Federal Relations.
19. On Fish and Fisheries.
20. On Pensions.

But the President may, in his discretion, add one or more Senators to each Committee.

16. The Committee on Engrossed Bills shall examine all bills, amendments and resolutions before they go out of the possession of the Senate, and make report when they find them correctly engrossed.

17. Every report of the Committee upon a bill or resolution which shall not be considered at the time of making the same, or laid on the table by a vote of the Senate, shall stand upon the General Orders with the bill or resolution.

OF GENERAL ORDERS AND SPECIAL ORDERS

18. Any bill or other matter may be made a Special Order for a particular day or hour by a vote of a majority of the Senators voting, and if it shall not be completed on that day, it shall be returned to its place on the Calendar, unless it shall be made a Special Order for another day; and when a Special Order is under consideration, it shall take precedence of any Special Order or a subsequent Order for the day, but such subsequent Order may be taken up immediately after the previous Special Order has been disposed of.

19. Every bill shall receive three readings previous to its being passed, and the President shall give notice at each whether it be the first, second or third. After the first reading, unless a motion shall be made by some Senator, it shall be the duty of the President to refer the subject matter to an appropriate committee. No bill shall be amended until it shall have been twice read.

PROCEEDINGS WHEN THERE IS NOT A QUORUM VOTING.

20. If, on taking the question on a bill, it shall appear that a constitutional quorum is not present, or if the bill require a vote of a certain proportion of all the Senators to pass it and it appears that such a number is not present,

there shall be a call of the Senate, and if a quorum is ascertained to be present, the bill shall be again read and the question taken thereon; if the bill fail a second time for the want of a quorum, or for the want of the necessary number being present and voting, the bill shall not be finally lost, but shall be returned to the Calendar in its proper order.

PRECEDENCE OF MOTION.

21. When a question is before the Senate, no motion shall be received except those herein specified, which motions shall have precedence as follows, viz.:

1. For an Adjournment.
2. For the Previous Question.
3. To Lay on the Table.
4. To Postpone Indefinitely.
5. To Postpone to a Day Certain.
6. To Commit to a Standing Committee.
7. To Commit to a Select Committee.
8. To Amend.

THE PREVIOUS QUESTION.

22. The previous question shall always be as follows: "Shall the debate be now closed?" and until it be decided shall preclude all debate. If this question be decided in the affirmative, the vote shall be taken on the passage of the bill, resolution or other matter under consideration according to its precedence as set forth. However, any Senator moving the previous question may restrict the same to an amendment or other matter then under discussion. If such question, whether it apply to the main question, or to particular matter, be decided in the negative, then the debate shall proceed as if the previous question had not been moved.

OTHER QUESTIONS TO BE TAKEN WITHOUT DEBATE.

23. The motion to adjourn and lay on the table shall be decided without debate, and the motion to adjourn shall always be in order when made by a Senator entitled to the floor.

24. The respective motions to postpone to a day certain or to commit shall preclude debate on the main question.

25. All questions relating to the priority of business shall be decided without debate.

26. When the reading of a paper is called for, except petitions, and the same is objected to by any Senator, it shall be determined by a vote of the Senate without debate.

27. Any Senator requesting to be excused from voting may make, either immediately before or after the vote shall have been called, and before the result shall have been announced, a brief statement of the reasons for making such request, and the question shall then be taken without debate.

QUESTIONS THAT REQUIRE A TWO-THIRDS VOTE.

28. No bill or resolution on its third reading shall be acted on out of the regular order in which it stands on the Calendar, and no bill or resolution shall be acted upon on its third reading the same day on which it passed its second reading, unless so ordered by a vote of two-thirds of the Senators present.

29. No bill or resolution shall be sent from the Senate on the day of its passage, except on the last day of the session, unless otherwise ordered by a vote of two-thirds of the Senators present.

30. No bill or resolution, after being laid upon the table upon motion shall be taken therefrom, except by a vote of two-thirds of the Senators present.

DECORUM IN DEBATE.

31. No remark reflecting personally upon the action of any Senator shall be in order in debate, unless preceded by a motion or resolution of censure.

32. When a Senator shall be called to order, he shall take his seat until the President shall have determined whether he was in order or not; if decided to be out of order he shall not proceed without the permission of the Senate, and every question of order shall be decided by the President, subject to an appeal to the Senate by any Senator, and if a Senator be called to order for words spoken, the words excepted to shall be immediately taken down in writing, that the President or Senate may be better enabled to judge of the matter.

MISCELLANEOUS RULES.

33. When a blank is to be filled, and different sums or times shall be proposed, the question shall be first taken on the highest sum or the longest time.

34. When a question has been once put and decided, it shall be in order for any Senator who shall have voted in the majority to move a reconsideration thereof; but no motion for the reconsideration of any vote shall be in order after the bill, resolution, message, report, amendment, or motion, upon which the vote was taken, shall have gone out of the possession of the Senate. Nor shall any motion for reconsideration be in order unless made on the same day, or the next following legislative day, on which the vote proposed to be reconsidered shall have taken place, unless the same shall be made by the Committee on Enrolled Bills for verbal or grammatical errors in said bill, when the same may be made at any time. Nor shall any question be reconsidered more than once.

35. All bills and resolutions shall take their place upon the Calendar according to their number, and shall be taken up in regular order, unless otherwise ordered.

36. No smoking shall be allowed within the Senate Chamber during the sessions.

37. Senators and visitors shall uncover their heads upon entering the Senate Chamber while the Senate is in session, and shall continue uncovered during their continuance in the Chamber.

38. No Senator, or officer of the Senate, shall depart the service of the Senate without leave, or receive pay as a Senator or officer for the time he is so absent without leave.

39. No person other than the Executive and Judicial officers of the State, members and officers of the Senate and House of Representatives, unless on invitation of the President, or by a vote of the Senate, shall be admitted within the bar.

40. No rule of the Senate shall be altered, suspended or rescinded without a vote of a majority of all the Senators elected; and no motion to suspend shall embrace more than one rule, or relate to any other subject than the one specified in said motion.

41. In case a less number than a quorum of the Senate shall convene, they are authorized to send the Doorkeeper or any other person for any or all absent Senators, as the majority of the Senators present shall determine.

42. The yeas and nays upon any question shall be taken and entered upon the Journal upon demand of one-fifth of the Senators present.

TURNER,
LUCAS,
WALSER.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Parker, S. B. 37, bill to prevent the giving or accepting free transportation over railroad lines in North Carolina. Referred to the Committee on Judiciary.

By Mr. Gilman, S. B. 38, bill to create the office of timber inspector for the counties of Craven, Jones, Carteret and Onslow. Referred to the Committee on Propositions and Grievances.

By Mr. Butler, S. R. 39, resolution of instruction to our Senators and Representatives in Congress. Referred to the Committee on Federal Relations.

By Mr. Galloway, S. B. 40, bill to amend so much of the Acts of 1887, chapter 313, as relates to the county of Greene. Placed on the Calendar.

By Mr. McLarty, S. B. 41, bill to amend the Constitution of North Carolina. Referred to the Committee on Judiciary.

By Mr. Aycock, S. B. 42, bill to amend the charter of the Henderson Water-works Company. Placed on the Calendar.

By Mr. Bellamy, S. B 43, bill to amend and continue in force chapter 301, Laws of 1889. Referred to the Committee on Corporations.

S. B. 44, bill to enable the city of Wilmington to purchase grounds for a public park without the corporate limits of said city. Referred to the Committee on Corporations.

By Mr. Greene of Harnett, S. B. 45, bill regarding chattel mortgages. Referred to the Committee on Judiciary.

S. B. 46, bill to regulate the fees of sheriffs and constables in cases of claim and delivery of personal property. Referred to the Committee on Judiciary.

By Mr. Bishop, S. B. 47, bill to amend chapter 307, Laws of 1889, entitled an act to regulate the sale of seed cotton in Bertie County. Referred to the Committee on Agriculture, Mechanics and Mining.

S. B. 48, bill to amend chapter 318, Laws of 1889, entitled an act to compel butchers to keep registration. Referred to the Committee on Judiciary.

COMMITTEES.

The President announced the following committees:

On Judiciary — Mr. Turner, chairman; Messrs. Gilman, Bellamy, Morgan, Avery, Walser, Reynolds, Lucas, Aycock, Butler, Parker, Bryan, Paine and Reid.

On Finance — Mr. Morgan, chairman; Messrs. Courts, Hobson, McLarty, Paine, McLean, Mitchell, Speight, Davis of Haywood, Greene of Harnett, Bull and Stanford.

On Education — Mr. Ardrey, chairman; Messrs. Bellamy, Bell, Williams, Paine, Atwater, Freeman, Greene of Wake, Galloway, Walser, Sprinkle and Alston.

On Corporations—Mr. Bellamy, chairman; Messrs. Aycock, Turner, Twitty, Bryan, Allen of Bladen, Ardrey, Courts, Chesson, Mitchell and Wilcox.

On Propositions and Grievances — Mr. Aycock, chairman; Messrs. Durham, Gilman, Twitty, Hobson, Galloway, Parker, White, Chesson, Allen of Bladen, and Reynolds.

On Internal Improvements — Mr. Butler, chairman; Messrs. King, Lucas, Bell, Bowers, Culbreth, Davis of Franklin, Wilcox, Shankle, Russell and Walser.

On Salaries and Fees — Mr. Avery, chairman; Messrs. McLarty, Davis of Haywood, Atwater, Turner, Bellamy, McLean, Walser, Skinner, Greene of Harnett, and Alston.

On Penal Institutions — Mr. Bishop, chairman; Messrs. Bellamy, Davis of Franklin, Atwater, Grigsby, Mitchell, Greene of Wake, and Reynolds.

On Deaf, Dumb and Blind Institutions — Mr. Twitty, chairman; Messrs. Culbreth, Davis of Haywood, Allen of Granville, Reid, Rose, Russell, Williams, Stanford and Alston.

On Insane Asylums—Mr. King, chairman; Messrs. Grigsby, Avery, Galloway, Freeman, Aycock, Greene of Wake, Speight, Parker, Durham, Atwater, White and Butler.

On Agriculture, Mechanics and Mining — Mr. Williams, chairman; Messrs. Greene of Wake, Greene of Harnett, Ardrey, Turner, Bell, Durham, Bryan, Atwater, Grigsby, McLean, Chesson, Bull and Sprinkle.

On Insurance — Mr. Gilman, chairman; Messrs. Aycock, Avery, King, Ardrey, Freeman, Rose, Chesson and Hobson.

On Banks and Currency — Mr. Parker, chairman; Messrs. Courts, Russell, McLean, Galloway, Allen of Granville and Greene of Harnett.

On Privileges and Elections — Mr. Reid, chairman; Messrs. White, Wilcox, Shankle, Bowers, Bull and Skinner.

On Claims — Mr. Rose, chairman; Messrs. Allen of Bladen, Avery, Davis of Haywood, Bishop, Speight and Skinner.

On Engrossed Bills — Mr. Speight, chairman; Messrs. Avery, White, Wilcox, Culbreth, Russell and Walser.

On Enrolled Bills — Mr. Grigsby, chairman; Messrs. McLean, Bryan, Butler, McLarty and Stanford.

On Fish and Fisheries — Mr. Lucas, chairman; Messrs. Gilman, Morgan, Shankle, Bowers, Bishop and Bull.

On Military Affairs — Mr. Greene of Harnett, chairman; Messrs. Bell, King, Bellamy, Ardrey, Speight and Reynolds.

On Rules — Mr. Turner, chairman; Messrs. Lucas and Walser.

SENATE BRANCH — JOINT COMMITTEES.

On Library — Mr. Bryan, chairman; Messrs. Paine and Sprinkle.

On Public Buildings and Grounds — Mr. Mitchell, Chairman; Messrs. Twitty and Bellamy.

On Election of Justices of the Peace — Mr. Lucas, chairman; Messrs. Allen of Bladen and Durham.

On Federal Relations — Mr. Ardrey, chairman; Messrs. Lucas, Paine, McLean, Davis of Franklin, Turner and Morgan.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting an amendment to a Senate Resolution to raise a Joint Select Committee to fix and establish the several Congressional Districts of this State.

Mr. Lucas moved the Senate refuse to concur therein, and ask a Committee of Conference thereon. Adopted.

Also a message was received transmitting without engrossment,

H. R. 20, S. R. 49, resolution to secure a United States Geological Survey of North Carolina, which was placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 24, bill to amend the charter of the town of Reidsville, N. C., on its second reading.

On motion of Mr. Lucas, it was referred to the Committee on Corporations.

H. R. 20, S. R. 49, resolution to secure a United States Geological Survey of North Carolina, on its second reading.

On motion of Mr. Lucas, it was referred to the Committee on Federal Resolutions.

S. B. 42, bill to amend the charter of the Henderson Water-works Company, on its second reading.

On motion of Mr. Aycock, it was referred to the Committee on Corporations.

S. B. 40, bill to amend so much of the Act of 1887, Chapter 313, as relates to the county of Greene, on its second reading.

On motion of Mr. Lucas, it was referred to the Committee on Propositions and Grievances.

Mr. Walser offered the following:

Resolved, That the Senate shall meet at 10 o'clock A. M. on Saturdays and 3 o'clock P. M. on Sundays.

On motion of Mr. Aycock, it was laid on the table.

Mr. Butler moved the rules be suspended, and

S. R. 39, resolution of instruction to our Senators and Representatives in Congress be withdrawn from the Committee

on Federal Relations and placed on the Calendar; upon which he demanded the ayes and noes, which were ordered, and the motion was lost, ayes twenty noes twenty-three (not two-thirds of the Senators present voting therefor), as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Atwater, Bishop, Bryan, Butler, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Greene of Harnett, Greene of Wake, Hobson, McLean, Mitchell, Paine, Speight and Wilcox — 20.

Those voting in the negative were:

Messrs. Ardrey, Avery, Bellamy, Bowers, Chesson, Davis of Haywood, Gilman, Grigsby, Lucas, McLarty, Morgan, Parker, Reid, Rose, Russell, Shankle, Skinner, Stanford, Turner, Twitty, Walser, White and Williams — 23.

The following invitation was read:

To the members of the Senate:

You are respectfully invited to attend a literary and musical entertainment at St. Mary's School on Friday evening January 30th, 1891, at 8 o'clock.

(Signed) REV. B. SMEDES,
Rector.

On motion of Mr. Turner, the Senate adjourned until Monday morning at 11 o'clock.

FIFTH DAY.

SENATE CHAMBER, January 12th, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Mr. Hall, of this city.

The Journal of Saturday was read and approved.

Mr. Bell was announced absent on account of sickness.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Judiciary:

By Mr. Turner, S. B. 7, bill to amend chapter 63, section 18, Acts of 1885, in relation to the Criminal Court, recommending it do pass.

S. B. 35, bill to amend *The Code*, sections 832 and 840, in regard to actions before Justices of the Peace, recommending it do not pass.

By Mr. Morgan, S. B. 32, bill to amend section 219 of *The Code*, in regard to publication of summons, recommending it do pass.

By Mr. Reed, S. B. 25, bill to repeal chapter 53, Private Laws of 1885, recommending it do pass.

By Mr. Avery, S. B. 6, bill to amend section 1246 of *The Code*, concerning the acknowledgement of deeds, reporting an amendment thereto, and as amended recommending it do pass.

By Mr. Aycock, S. B. 8, bill to punish persons who use language calculated and intended to create a breach of the peace, recommending it do pass.

By Mr. Paine, S. B. 13, bill to regulate special proceedings and to amend section 279 of *The Code*, recommending it do not pass.

By Mr. Parker, S. B. 27, bill to exempt from municipal taxation the personal property of orphan children and others, recommending its reference to the Committee on Finance. The bill was so referred.

By Mr. Gilman, S. B. 22, bill to abolish the December Term of the Superior Court for Davidson County, recommending it do pass.

By Mr. Bellamy, S. B. 14, bill to amend section 2122 of *The Code*, recommending it do pass.

From the Committee on Corporations:

By Mr. Allen of Bladen, S. B. 2, bill to amend an act

entitled an act to amend the charter of the city of Charlotte, recommending it do pass.

By Mr. Bryan, S. B. 36, bill to incorporate the town of Centreville, in Forsyth County, recommending it do pass.

By Mr. Aycock, S. B. 24, bill to amend the charter of the town of Reidsville, N. C., recommending it do pass.

By Mr. Twitty, S. B. 5, bill to amend the charter of "The Real Estate Investment Company of Wilmington, N. C," recommending it do pass.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Atwater, S. B. 50, bill to amend the election law so as to define when registration shall cease. Referred to the Committee on Judiciary.

By Mr. Russell, S. B. 51, bill to amend chapter 240, Laws of 1885. Referred to the Committee on Judiciary.

By Mr. Speight, S. B. 52, bill to incorporate the Wilkinson Female Institute of Tarboro, N. C. Referred to the Committee on Corporations.

By Mr. Greene of Wake, S. B. 53, bill to incorporate the Carraleigh Phosphate and Fertilizer Works. Referred to the Committee on Corporations.

S. B. 54, bill to incorporate the Carraleigh Mills Company. Referred to the Committee on Corporations.

By Mr. McLarty, S. B. 55, bill to amend the Constitution of North Carolina. Referred to the Committee on Judiciary.

By Mr. Reid, S. B. 56, bill to amend the charter of the Piedmont Bank of Morganton, N. C. Referred to the Committee on Corporations.

By Mr. Parker (by request), S. B. 57, bill for the relief of W. R. Gordon. Referred to the Committee on Judiciary.

By Mr. McLarty, S. B. 58, bill to regulate the pay of jurors. Referred to the Committee on Finance.

By Mr. Courts, S. B. 59, bill to incorporate the Leaksville Cotton Mills. Referred to the Committee on Corporations.

S. B. 60, bill to incorporate The Spray Water-power and Land Company. Referred to the Committee on Corporations.

By Mr. Butler, S. B. 61, bill to prevent unnecessary cost and delay in the trial of criminal causes. Referred to the Committee on Judiciary.

By Mr. Avery, S. B. 62, bill to amend chapter 85, Private Laws of 1885. Referred to the Committee on Corporations.

By Mr. McLean, S. B. 63, bill to amend section 2824 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Twitty (by request), S. B. 64, bill to incorporate "The Carolina Investment Company." Referred to the Committee on Corporations.

By Mr. Paine, S. B. 65, bill for the relief of sheriffs and to amend chapter 117, Laws of 1889. Referred to the Committee on Judiciary.

By Mr. Turner, S. B. 66, bill to pay Solicitors an annual salary. Referred to the Committee on Judiciary.

By Mr. Galloway, S. B. 67, bill to license the dealing in futures in North Carolina. Referred to the Committee on Judiciary.

By Mr. McLean, S. B. 68, bill to amend chapter 503, Laws of 1889, in regard to roads. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Bellamy, S. B. 69, bill to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors. Referred to the Committee on Judiciary.

By Mr. Walser, S. R. 70, resolution in regard to the State University. Referred to the Committee on Education.

By Mr. Chesson, S. B. 78, bill for the relief of Robert Smith, Sheriff of Dare County. Referred to the Committee on Finance.

S. B. 79, bill for the relief of the Sheriff of Washington County. Referred to the Committee on Finance.

By Mr. Bellamy, S. B. 80, bill authorizing the Treasurer of the State to pay mileage and per diem to those persons who were examined before the committee in the investigation of railroads and other corporations. Referred to the Committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bills and resolutions, which were read the first time and disposed of as follows:

H. R. 1, S. R. 71, resolution in reference to the repeal of the tax on State Banks. Referred to the Committee on Banks and Currency.

H. R. 16, S. R. 72, resolution in regard to printing the Governor's Message. Placed on the Calendar.

H. R. 2, S. R. 73, resolution for the appointment of a Joint Committee on Railroad Commission. Placed on the Calendar.

H. R. 40, S. R. 74, resolution of instruction to the Secretary of State. Placed on the Calendar.

H. R. 41, S. R. 75, resolution of thanks to the *State Chronicle*. Placed on the Calendar.

H. R. 44, S. R. 76, resolution of instruction to our Senators and Representatives in Congress. Placed on the Calendar.

H. R. 11, S. R. 77, bill to amend chapter 146, Laws of 1889, to refund the bonded indebtedness of Mecklenburg County. Referred to the Committee on Finance.

Also a message transmitting a communication from his Excellency the Governor, with an accompanying petition from citizens of Hyde County, relative to the unlawful destruction of the oyster beds of that section, with a proposition to print the same. The proposition to print was con-

curred in, and the communication was referred to the Committee on Fish and Oysters.

Also a message transmitting a communication from his Excellency the Governor, with an accompanying letter to his Excellency from Hon. J. W. Albertson, of Elizabeth City, urging steps be taken by the Executive to prevent the unlawful destruction of the oyster beds of the State. The communication with letter was referred to the Committee on Fish and Oysters.

Mr. Freeman, of Tellers to superintend the election of Enrolling Clerk of the General Assembly, submitted the following report:

We the undersigned, Tellers appointed to superintend the election of an Enrolling Clerk for the General Assembly, beg leave to report that there were given in the House of Representatives for Mr. A. K. Smith of Johnston County 110 votes, and in the Senate for Mr. A. K. Smith of Johnston County 45 votes, making a total of 155 votes. Mr. Smith having received a majority of all of the votes given should be declared to have been elected as Enrolling Clerk.

Respectfully submitted,

JOHN F. REYNOLDS,
H. F. FREEMAN,
Tellers on the part of the Senate.
W. M. WILEY,
J. F. RAY,
Tellers on the part of the House of Representatives.

Mr. Smith was ordered elected.

A COMMUNICATION FROM HIS EXCELLENCY THE GOVERNOR.

A communication was received from his Excellency the Governor, in response to a resolution of the Senate concerning the removal of convicts from Broad Creek and Alligator Canal. Placed upon the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 2, bill to amend an act entitled an Act to amend the charter of the city of Charlotte, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 5, bill to amend the charter of the Real Estate Investment Company of Wilmington, North Carolina, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 6, bill to amend section 1246 of *The Code*, concerning the acknowledgment of deeds, on its second reading.

The amendment reported by the Committee on Judiciary was adopted.

As amended the bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 7, bill to amend chapter 63, section 18, Acts of 1885, in relation to the Criminal Court, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 8, bill to punish persons who use language calculated and intended to create a breach of the peace, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 13, bill to regulate special proceedings and to amend section 279 of *The Code*, on its second reading.

On motion of Mr. Gilman, the bill was laid on the table.

S. B. 14, bill to amend section 2122 of *The Code*, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 22, bill to abolish the December term of the Superior Court for Davidson County, on its second reading.

The bill passed its second reading.

S. B. 32, bill to amend section 219 of *The Code*, in regard to publication of summons, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 35, bill to amend *The Code*, sections 832 and 840, in regard to actions before Justices of the Peace, on its second reading.

On motion of Mr. Aycock, the bill was laid on the table.

S. B. 36, bill to incorporate the town of Centreville in Forsyth County, on its second reading.

The bill passed its second reading, ayes 42; noes —, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Hobson, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams—42.

H. R. 2, S. R. 73, resolution for the appointment of a Joint Select Committee on Railroad Commission, on its second reading.

On motion of Mr. Butler the Resolution was laid on the table.

H. R. 41, S. R. 75, resolution of thanks to the *State Chronicle*, was adopted and ordered enrolled.

H. R. 44, S. R. 76, resolution instructing our Senators and Representatives in Congress, on its second reading.

Mr. Walser moved to amend:

"*Provided*, that nothing in the resolution shall include, in reference to financial reforms, the abolition of National Banks."

Lost.

On the adoption of the resolution, Mr. Butler demanded the ayes and noes, which were ordered.

Mr. Aycock demanded the previous question and was sustained.

The resolution was adopted, ayes, 46; noes, --; as follows —

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 46.

The resolution was ordered enrolled.

On motion of Mr. Williams, the Senate adjourned until 11 o'clock to-morrow.

SIXTH DAY.

SENATE CHAMBER, January 13, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Mr. Cordon, of this city.

The Journal of yesterday was read and approved.

PETITION.

A petition was presented and disposed of as follows:

By Mr. Turner, petition from citizens of Wilkesboro, asking an amendment of its charter. Referred to Committee on Corporations.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Finance:

By Mr. Morgan, S. B. 26, bill concerning the sinking fund of the city of Wilmington, recommending it do pass.

By Mr. Speight, S. B. 21, bill to authorize the Commissioners of Currituck County to levy a special tax, recommending it do pass.

From the Committee on Judiciary:

By Mr. Avery, S. B. 34, bill to punish the making of false pretense in obtaining certificates of registration of cattle and other animals, reporting an amendment, and, as amended, recommending it do pass.

From the Committee on Propositions and Grievances:

By Mr. Twitty, S. B. 20, bill to amend chapter 280, Laws of 1889, recommending it do pass.

S. B. 15, bill to repeal so much of the Act of 1887, chapter 81, and Act of 1889, chapter 187, as relate to the counties of Lenoir and Greene, recommending it do not pass.

By Mr. Chesson, S. B. 28, bill for the relief of J. R. DePriest, a wounded Confederate soldier, recommending it do pass.

By Mr. Aycock, S. B. 38, bill to create the office of timber inspector for the counties of Craven, Jones, Carteret and Onslow, recommending it do pass.

From the Committee on Corporations:

By Mr. Wilcox, S. B. 42, bill to amend the charter of the Henderson Water-works Company, recommending it do pass.

By Mr. Stanford, S. B. 44, bill to enable the city of Wilmington to purchase grounds for a public park without the corporate limits of said city, recommending it do pass.

By Mr. Ardrey, S. B. 54, bill to incorporate the Carraleigh Mills Company, recommending it do pass.

By Mr. Courts, S. B. 53, bill to incorporate the Carraleigh Phosphate and Fertilizer Works, recommending it do pass.

By Mr. Mitchell, S. B. 43, bill to amend and continue in force chapter 301, Laws of 1889, recommending it do pass.

By Mr. Bellamy, S. B. 62, bill to amend chapter 85, Private Laws of 1889, reporting an amendment, and as amended, recommending the bill do pass.

Mr. Avery, for the Committee on Engrossed Bills, reported that the following bills are correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 5, a bill to be entitled an act to amend the charter of "The Real Estate Investment Company, of Wilmington, N. C."

S. B. 6, a bill to be entitled an act to amend section 1246 of *The Code*, concerning acknowledgment of deeds.

S. B. 7, a bill to be entitled an act to amend chapter 63, section 18, Acts of 1885, in relation to the Criminal Court.

S. B. 8, a bill to be entitled an act to punish persons who use language calculated and intended to create a breach of the peace.

S. B. 14, a bill to be entitled an act to amend section 2122 of *The Code*.

S. B. 32, a bill to be entitled an act to amend section 219 of *The Code*, in regard to publication of summons.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Wilcox, S. B. 81, bill to amend section 2327, chapter 9 of *The Code*. Placed on the Calendar.

By Mr. Gilman, S. B. 82, bill for the better protection of the oyster interests of North Carolina. Placed on the Calendar.

By Mr. Parker, S. R. 83, resolution in regard to the oyster lands. Placed on the Calendar.

By Mr. McLean (by request), S. B. 84, bill to amend section 2, chapter 92, Laws of 1883. Referred to the Committee on Corporations.

By Mr. Turner (by request), S. B. 85, bill to amend an act to charter the town of Wilkesboro, chapter 240, Laws of 1889. Referred to the Committee on Corporations.

By Mr. King (by request), S. B. 86, bill to amend chapter 216, section 26, Laws of 1889, for the purpose of creating a relief fund for disabled firemen. Referred to the Committee on Insurance.

S. B. 87, bill to authorize the consolidation of the Winston-Salem Street Railway Company with the Winston Electric Light and Motive Power Company. Referred to the Committee on Corporations.

By Mr. Twitty, S. B. 88, bill to amend the charter of Tryon City, Polk County. Referred to the Committee on Corporations.

By Mr. Avery, S. B. 89, bill to amend the charter of the town of Morganton, N. C. Referred to the Committee on Corporations.

S. B. 90, bill to compel personal representatives to plead the statute of limitations. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 91, bill to simplify the statutes of limitations. Referred to the Committee on Judiciary.

S. B. 92, bill to incorporate the S. W. Skinner Company. Referred to the Committee on Corporations.

S. B. 93, bill to amend an act entitled an act to incorporate the Carolina Insurance Company, of Wilmington. Referred to the Committee on Insurance.

By Mr. Ardrey, S. B. 94, bill to authorize the conveyance of a fee-simple estate in certain cases. Referred to the Committee on Judiciary.

By Mr. Bishop, S. B. 95, bill to amend section 739 of *The Code*, in reference to cost to be paid by the counties in certain cases. Referred to the Committee on Judiciary.

By Mr. Aycock, S. B. 96, bill to prevent the destruction or loss by carelessness or design of bills pending before either House of the General Assembly. Referred to the Committee on Rules.

By Mr. Davis of Haywood, S. B. 97, bill to incorporate the Hot Springs, Webster and Savannah Railroad Company. Referred to the Committee on Internal Improvements.

By Mr. Sprinkle, S. B. 98, bill to amend the charter of the city of Asheville. Placed on the Calendar.

THE ENROLLING CLERK.

Mr. Allan K. Smith, Enrolling Clerk-elect of the General Assembly, came forward, took the oath of office and entered upon his duties.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 15, bill to repeal so much of the Act of 1887, chapter 81, and Act of 1889, chapter 187, as relates to the counties of Lenoir and Greene, on its second reading.

On motion of Mr. Galloway, the bill was laid on the table.

S. B. 20, bill to amend chapter 280, Laws of 1889, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 21, bill to authorize the Commissioners of Currituck County to levy a special tax, on its second reading.

The bill passed its second reading, ayes 41, noes --, as follows:

Those voting the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers,

Bryan, Butler, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Russell, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, Wilcox and Williams—41.

S. B. 34, bill to punish the making of false pretense in obtaining certificates of registration of cattle and other animals, on its second reading.

The amendment reported by the Committee on Judiciary was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 38, bill to create the office of timber inspector for the counties of Craven, Jones, Carteret and Onslow, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 42, bill to amend the charter of the Henderson Waterworks Company, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 43, bill to amend and continue in force chapter 301, Laws of 1889, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 44, bill to enable the city of Wilmington to purchase grounds for a public park without the corporate limits of said city, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 53, bill to incorporate the Carraleigh Phosphate and Fertilizer Works, on its second reading.

The bill passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. B. 54, bill to incorporate the Carraleigh Mills Company, on its second reading.

The bill passed its second reading.

S. B. 62, bill to amend chapter 85, Private Laws of 1889, on its second reading.

The amendment reported by the Committee on Corporations was read.

Mr. Williams moved to amend the amendment: "Provided, that the charter of this company shall only exist for thirty years from date of ratification." Adopted.

Thus amended, the amendment reported by the Committee was adopted.

The bill passed its second reading.

Mr. Ardrey announced the presence in the Senate Chamber of Hon. Brevard McDowell, Mayor of Charlotte, and moved he be invited to a seat on the floor of the Senate. The motion was agreed to, and Mr. Ardrey was appointed by the President to invite Mr. McDowell to a seat.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House transmitting engrossed House bills and resolutions, which were read the first time and disposed of as follows:

H. R. 69, S. R. 99, resolution requesting the Committees on Education to investigate the public school system. Placed on the Calendar.

H. R. 70, S. R. 100, resolution requesting information of the Attorney General in regard to railroad bonds held for convict labor. Placed on the Calendar.

THE CALENDAR

was resumed, and the following House resolutions were taken up and acted upon:

H. R. 69, S. R. 99, resolution requesting Committees on Education to investigate the public school system, on its second reading

The resolution was adopted.

H. R. 70, S. R. 100, resolution requesting information of the Attorney General in regard to railroad bonds held for convict labor, on its second reading.

The resolution was adopted, and ordered transmitted to the honorable the Attorney General.

On motion of Mr. Aycock, the Senate adjourned until to-morrow at 11 o'clock A. M.

SEVENTH DAY.

SENATE CHAMBER, January 14, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Carter, of this city.

The Journal of yesterday was read and approved.

Messrs. Lucas, McLarty, McLane and Rose were absent on account of sickness.

COMMITTEE ON PENSIONS.

The President announced the following to be the Committee on Pensions:

Mr. Lucas, chairman; Messrs. Atwater, Culbreth, Durham, Grigsby, Mitchell and Walser.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Judiciary:

By Mr. Aycock, S. B. 66, bill to pay Solicitors an annual salary, recommending it do pass.

S. B. 23, bill in regard to sales and renting of property by guardians, recommending it do pass.

By Mr. Turner, S. B. 48, bill to amend chapter 318, Laws of 1889, entitled an act to compel butchers to keep registration, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Morgan, S. B. 65, bill for the relief of sheriffs, and to amend chapter 117, Laws of 1889, recommending it do pass.

By Mr. Parker, S. B. 67, bill to license dealing in futures in North Carolina, recommending it do not pass.

By Mr. Reid, S. B. 63, bill to amend section 2824 of *The Code*, recommending it do not pass.

By Mr. Butler, S. B. 46, bill to regulate the fees of sheriffs and constables in cases of claim and delivery of personal property, recommending its reference to the Committee on Salaries and Fees. The bill was so referred.

S. B. 55, bill to amend the Constitution of North Carolina, recommending it do not pass.

By Mr. Walser, S. B. 51, bill to amend chapter 240, Laws of 1885, recommending it do pass.

By Mr. Ardrey, S. B. 50, bill to amend the Election Law so as to define when registration shall cease, recommending it do pass.

By Mr. Bellamy, S. B. 94, bill to authorize the conveyance of a fee-simple estate in certain cases, recommending it do not pass.

By Mr. Reynolds, S. B. 57, bill for the relief of W. R. Gordon, recommending it do not pass.

From the Committee on Corporations:

By Mr. Ardrey, S. B. 85, bill to amend an act to charter the town of Wilkesboro, chapter 240, Laws of 1889, recommending it do pass.

By Mr. Bellamy, S. B. 10, bill to declare the Great Falls Water-power Manufacturing and Improvement Company a duly incorporated company, and to amend and re-enact its charter, reporting amendments, and recommending, as amended, the bill do pass.

S. B. 11, bill to declare the Carolina Construction Company a duly incorporated company, and to amend and re-enact its charter, reporting amendments, and, as amended, recommending it do pass

Mr. Russell, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered sent to the House of Representatives tatives for the concurrence of that body:

S. B. 2, a bill to be entitled an act to amend "An Act entitled an Act to amend the charter of the City of Charlotte."

S. B. 20, a bill to be entitled an act to amend chapter 280, Laws of 1889.

S. B. 34, a bill to be entitled an act to punish the making of false pretense in obtaining certificates of registration of cattle and other animals.

S. B. 42, a bill to be entitled an act to amend the charter of the Henderson Water-works Company.

S. B. 43, a bill to be entitled an act to amend and continue in force chapter 301, Laws of 1889.

S. B. 44, a bill to be entitled an act to enable the city of Wilmington to purchase grounds for a public park without the corporate limits of said city.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Wilcox, S. B. 101, bill to amend chapter 215, Laws of 1885. Referred to the Committee on Corporations.

By Mr. Bryan, S. B. 102, bill to apportion the public school fund among the school population of the State. Referred to the Committee on Judiciary and ordered printed.

By Mr. King, S. R. 103, resolution asking the Attorney General for information concerning the right of citizens of Danville, Va., to blockade the Dan River, and thereby prevent the passage of fish. Placed on the Calendar.

By Mr. Galloway, S. B. 104, bill to amend chapter 124, Acts of 1887, by substituting the words "Kinsey's Seminary" for "Davis' School." Placed on the Calendar.

By Mr. Bishop, S. B. 105, bill to amend sections 751, 758, 761 and 763, in reference to claims against county and finance committees. Referred to the Committee on Claims.

By Mr. Davis of Haywood, S. B. 106, bill to change the time of holding the Courts in Henderson County. Placed on the Calendar.

By Mr. Aycock, S. B. 107, bill to encourage mechanical proficiency in this State. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Bellamy (by request), S. B. 108, bill to allow a person to change his or her name under Art. II, section 11 of the Constitution. Referred to the Committee on Judiciary.

By Mr. Ardrey, S. R. 109, resolution of instruction to our Senators and Representatives in Congress against the passage of the Conger Lard Bill and in favor of the Paddock Pure Food Bill. Referred, with accompanying petition, to the Committee on Federal Relations.

By Mr. Greene of Harnett, S. B. 110, bill to repeal chapter 403, Laws of 1887, making valid certain acts of the County Commissioners of Cumberland County. Referred to the Committee on Judiciary.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting a communication from His Excellency the Governor, with a report of the Secretary of the Board of Trustees of the University.

On motion of Mr. King, the report was ordered printed.

Also a message transmitting Engrossed House Bills, which were read the first time and disposed of as follows:

H. B. 27, S. B. 111, bill to amend chapter 90, Laws of 1889. Referred to the Committee on Judiciary.

H. B. 51, S. B. 112, bill to amend chapter 90, section 3, Laws of 1889, entitled an act to regulate the sale of corn in certain counties. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 56, S. B. 113, bill to amend the charter of Trinity College, and for other purposes. Referred to the Committee on Corporations.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 21, bill to authorize the commissioners of Currituck County to levy a special tax, on its third reading.

The bill passed its third reading, ayes 40; noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Skinner, Sprinkle, Turner, Twitty, White, Wilcox and Williams—40.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 22, bill to abolish the December Term of the Superior Court for Davidson County, on its third reading.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 36, bill to incorporate the town of Centreville, in Forsyth County, on its third reading.

The bill passed its third reading, ayes, 40; noes, --; as follows:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Russell, Shankle, Skinner, Stanford, Turner, Twitty, White, Wilcox and Williams — 40.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 54, bill to incorporate the Carraleigh Mills Company, on its third reading.

On motion of Mr. Aycock, the bill was recommitted to the Committee on Corporations.

S. B. 62, bill to amend chapter 85, Private Laws of 1889, on its third reading.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

Mr. Turner moved to reconsider the vote by which the bill passed its third reading. The motion to reconsider prevailed.

Question recurring upon the passage of the bill upon its third reading,

On motion of Mr. Turner, the bill was recommitted to the Committee on Corporations.

S. B. 25, bill to repeal chapter 53, Private Laws of 1885, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. R. 40, S. R. 74, resolution of instruction to the Secretary of State, on its second reading. The resolution was adopted.

By consent,

Mr. Bellamy withdrew S. B. 80, bill to authorize the Treasurer of the State to pay mileage and per diem to those

persons who were examined before the committee in the investigation of railroads and other corporations, for alteration.

THE CALENDAR

was resumed.

S. B. 28, bill for the relief of J. R. DePriest, a wounded Confederate soldier, on its second reading.

Mr. Aycock moved to amend:

Insert, "this appropriation shall be for one year only."

Adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 81, bill to amend section 2327, chapter 9 of *The Code*, on its second reading.

The bill passed its second reading and was put upon its third reading.

On motion of Mr. Wilcox, the bill was referred to the Committee on Judiciary.

S. B. 82, bill for the better protection of the oyster beds of North Carolina, on its second reading.

On motion of Mr. Gilman, it was referred to the Committee on Fish and Fisheries.

S. B. 83, bill in regard to oyster lands, on its second reading.

On motion of Mr. Gilman, it was referred to the Committee on Fish and Fisheries.

S. B. 98, bill to amend the charter of the city of Asheville, on its second reading.

The bill passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. B. 11, bill to declare the Carolina Construction Company a duly incorporated company and to amend and re-enact its charter, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. B. 10, bill to declare The Great Falls Water-power Manufacturing and Improvement Company a duly incorporated company, and to amend and re-enact its charter, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

Mr. Williams moved to amend:

Insert in section __, "*Provided*, the term of this charter shall only be thirty years."

Mr. Butler moved the bill, with pending amendment, be referred to the Committee on Internal Improvements. Lost.

Mr. Parker demanded the previous question and was sustained.

On the adoption of his amendment, Mr. Williams demanded the ayes and noes. Not ordered.

The amendment was lost.

The bill passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. R. 103, resolution asking the Attorney General for his information concerning the right of citizens of Danville, Va., to blockade the Dan river and thereby prevent the passage of fish, on its second reading.

The resolution was adopted, and ordered transmitted to the Honorable the Attorney General.

S. B. 104, bill to amend chapter 124, Acts of 1887, by substituting the words "Kinsey's Seminary" for "Davis' School," on its second reading.

The bill passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. B. 106, bill to change the time of holding the Courts in Henderson County, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 23, bill in regard to sales and renting of property by guardians, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 48, bill to amend chapter 318, Laws of 1889, entitled an act to compel butchers to keep registration, on its second reading.

The amendment reported by the Committee on Judiciary was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 50, bill to amend the Election Law so as to define when registration shall cease, on its second reading.

Mr. Atwater moved to amend:

Strike out the words, "and that no registration shall be allowed on that day," and insert in lieu thereof "that registration shall be allowed on that day up to 12 o'clock noon."

Adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 51, bill to amend chapter 240, Laws of 1885, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

On motion of Mr. Grigsby, the Senate adjourned until to-morrow morning at 11 o'clock.

EIGHTH DAY.

SENATE CHAMBER, January 15, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Mr. Pettinger, of this city.

The Journal of yesterday was read and approved.

Messrs. Greene of Wake and Speight were announced absent on account of sickness.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Morgan, petition in regard to fishing in Croatan Sound. Referred to the Committee on Fish and Fisheries.

By Mr. Walser, petition relating to the charter of the Silver Valley Mining Company in the county of Davidson. Referred to the Committee on Corporations.

By Mr. Bull, petition asking the passage of a law to prohibit the sale of intoxicating liquors within five miles of Friendship Church in Craven County. Referred to the Committee on Propositions and Grievances.

By Mr. White, petition to incorporate New Wilkesboro, N. C. Referred to the Committee on Corporations.

By Mr. Bull, petition asking the passage of a law to prohibit the sale of intoxicating liquors within three miles of Bethel Church in Craven County. Referred to the Committee on Propositions and Grievances.

By Mr. Grigsby, petition of James B. Woodie and others, asking the repeal of chapter 256, Laws of 1889. Referred to the Committee on Propositions and Grievances.

By Mr. Turner, petition of citizens of Concord Township, Iredell County, and members of the church at Connelly's Chapel, asking for the repeal of the law incorporating said

church. Referred to the Committee on Propositions and Grievances.

By Mr. Mitchell, petition of the people of Pelham Township, Caswell County, asking that the game law be so amended as to make it unlawful to hunt, kill or catch game in said township until after the first day of November. Referred to the Committee on Propositions and Grievances.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Banks and Currency:

By Mr. Galloway, H. R. 1, S. R. 71, resolution in reference to the repeal of the tax on State Banks, recommending it do pass.

From the Committee on Corporations:

By Mr. Aycock, S. B. 89, bill to amend the charter of the town of Morganton, N. C., reporting amendments, and as thus amended, recommending it do pass.

S. B. 54, bill to incorporate the Carraleigh Mills Company, reporting an amendment, and, as thus amended, recommending the bill do pass.

By Mr. Chesson, S. B. 52, bill to incorporate the Wilkinson Female Institute of Tarboro, N. C., recommending it do pass.

By Mr. Turner, S. B. 84, bill to amend section 2, chapter 92, Laws of 1883, recommending it do pass.

S. B. 87, bill to authorize the consolidation of the Winston-Salem Street Railway Company with the Winston Electric Light and Motive Power Company, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Walser, S. B. 70, resolution in regard to the State University, recommending it do pass.

By Mr. Bryan, S. B. 92, bill to incorporate The S. W. Skinner Company, recommending it do pass.

By Mr. Twitty, S. B. 56, bill to amend the charter of the Piedmont Bank, of Morganton, N. C., recommending it do pass.

From the Committee on Finance:

By Mr. Davis of Haywood, H. B. 11, S. B. 77, bill to amend chapter 146, Laws of 1889, to refund the bonded indebtedness of Mecklenburg County, recommending it do pass.

By Mr. Mitchell, S. B. 27, bill to exempt from municipal taxation the personal property of orphan children and others, recommending it do pass.

From the Committee on Salaries and Fees:

By Mr. Allen of Granville, S. B. 46, bill to regulate the fees of sheriffs and constables in cases of claim and delivery of personal property, recommending it do pass.

From the Committee on Federal Relations:

By Mr. Davis of Franklin, S. R. 109, resolution of instruction to our Senators and Representatives in Congress against the passage of the Conger Lard Bill and in favor of the Paddock Pure Food Bill, recommending it do pass.

Mr. Walser, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 21, a bill to be entitled an act to authorize the Commissioners of Currituck County to levy a special tax.

S. B. 22, a bill to be entitled an act to abolish the December Term of the Superior Court for Davidson County.

S. B. 23, a bill to be entitled an act in regard to sales and renting of property by guardians.

S. B. 25, a bill to be entitled an act to repeal chapter 53, Private Laws of 1885.

S. B. 28, a bill to be entitled an act for the relief of J. R. DePriest, a wounded Confederate soldier.

S. B. 36, a bill to be entitled an act to incorporate the town of Centreville, in Forsyth County.

S. B. 38, a bill to be entitled an act to create the office of timber inspector for the counties of Craven, Jones, Carteret and Onslow.

S. B. 48, a bill to be entitled an act to amend chapter 318 of the Laws of 1889, entitled an act to compel butchers to keep registration.

S. B. 50, a bill to be entitled an act to amend the election law, so as to define when registration shall cease.

S. B. 51, a bill to be entitled an act to amend chapter 240 of the Laws of 1885.

S. B. 106, a bill to be entitled an act to change the time of holding the Courts in Henderson County.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives announcing the concurrence of that honorable body in the request of the Senate for a committee of conference on the difference between the two Houses on Senate resolution to appoint a joint committee to fix and establish the several Congressional Districts of this State, and that the Speaker had appointed as conferees on the part of the House, Messrs. Gilmer, Skinner, Wiley, Mann and Scott.

The President of the Senate announced as conferees on the part of the Senate, Messrs. Turner, Morgan and Bull.

A COMMUNICATION FROM THE GOVERNOR.

A communication was received from his Excellency the Governor, transmitting a petition from the chairman of the Board of County Commissioners of Dare County; also a telegram from R. B. Creecy, Esq., of Pasquotank, relative to the oyster beds of the State. Referred to the Committee on Fish and Fisheries.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. McLarty, S. B. 114, bill to amend the Pension Law of 1889. Referred to the Committee on Pensions.

By Mr. Turner, S. B. 115, bill to incorporate the town of New Wilkesboro in the county of Wilkes. Referred to the Committee on Corporations.

By Mr. Bellamy, S. B. 116, bill to enable the Young Men's Christian Association of Wilmington, North Carolina, to issue bonds, and for other purposes. Referred to the Committee on Finance.

S. B. 117, bill to amend chapter 12, Volume II of *The Code*, entitled "Cruelty to Animals." Referred to the Committee on Judiciary.

By Mr. Grigsby, S. B. 118, bill to repeal chapter 256, Laws of 1889. Referred to the Committee on Propositions and Grievances.

By Mr. White, S. B. 119, bill defining the method and period of advertisements in sales of property under executions or court decrees. Referred to the Committee on Judiciary.

By Mr. Morgan, S. B. 120, bill to regulate fishing in Croatan Sound. Referred to the Committee on Fish and Fisheries.

By Mr. Walser, S. B. 121, bill to continue in force and effect the act incorporating the Silver Valley Mining Company in the County of Davidson. Referred to the Committee on Corporations.

By Mr. McLarty, S. B. 122, bill to incorporate Pleasant Grove Camp Grounds in Union County, N. C. Referred to the Committee on Propositions and Grievances.

By Mr. Courts, S. B. 123, bill for the relief of Rockingham County, authorizing the issue of bonds. Referred to the Committee on Finance.

By Mr. Gilman, S. R. 124, resolution of Onslow County Alliance in regard to the Sub-Treasury Bill and other demands of the National Alliance. Referred to the Committee on Federal Relations.

By Mr. King, S. B. 125, bill to incorporate the Greensboro Street Railway Company. Referred to the Committee on Corporations.

By Mr. Avery, S. B. 126, bill to validate certain probates and registrations. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 80 (re-introduced), bill authorizing the Treasurer of the State to pay mileage and per diem to those persons who were examined before the committee in the investigation of railroads and other corporations (heretofore withdrawn for correction). Referred to the Committee on Finance.

Mr. Aycock moved to reconsider the vote by which S. B. 36, bill to incorporate the town of Centreville in Forsyth County, passed its third reading on yesterday, and moved to postpone the consideration of the motion to reconsider. The latter motion prevailed.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 55, bill to amend the Constitution of North Carolina, on its second reading.

On motion of Mr. Walser, the bill was laid on the table.

S. B. 57, bill for the relief of W. R. Gordon, on its second reading.

On motion of Mr. Bishop, the bill was laid on the table.

S. B. 63, bill to amend section 2824 of *The Code*, on its second reading.

On motion of Mr. McLean, the bill was laid on the table.

S. B. 65, bill for the relief of sheriffs, and to amend chapter 117, Laws of 1889, on its second reading.

The bill passed its second reading.

S. B. 66, bill to pay solicitors an annual salary, on its second reading.

Mr. Morgan demanded the previous question and was sustained.

On the passage of the bill on its second reading,

Mr. Williams demanded the ayes and noes, which were ordered, and the bill passed its second reading, ayes 31, noes 12, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Durham, Galloway, Gilman, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Parker, Rose, Shankle, Sprinkle, Turner, Twitty, Walser, White and Wilcox — 31.

Those voting in the negative were:

Messrs. Allen of Granville, Avery, Bowers, Davis of Franklin, Davis of Haywood, Green of Harnett, Reid, Reynolds, Russell, Skinner, Stanford and Williams — 12.

S. B. 85, bill to amend an act to charter the town of Wilkesboro, chapter 240, Laws of 1889, on its second reading.

On motion of Mr. Turner, the bill was re-committed to the Committee on Corporations.

S. B. 94, bill to authorize the conveyance of a fee-simple estate in certain cases, on its second reading.

On motion of Mr. Bellamy the bill was laid on the table.

S. B. 27, bill to exempt from municipal taxation the personal property of orphan children and others, on its second reading.

On motion of Mr. Ardrey, the bill was re-committed to the Committee on Finance.

S. B. 84, bill to amend section 2 chapter 92, Laws of 1883, on its second reading.

The bill passed its second reading.

S. B. 87, bill to authorize the consolidation of the Winston-Salem Street Railway Company with the Winston Electric Light and Motive Power Company, on its second reading.

The amendment reported by the Committee on Corporation was read.

Mr. King offered a substitute for the amendment of the committee which was adopted.

The amendment, as amended, was adopted.

The bill passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. B. 46, bill to regulate the fees of sheriffs and constables in cases of claim and delivery of personal property, on its second reading.

The bill passed its second reading.

S. B. 52, bill to incorporate the Wilkinson Female Institute of Tarboro, N. C., on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 54, bill to incorporate the Carraleigh Mills Company, on its third reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 56, bill to amend the charter of the Piedmont Bank, of Morganton, N. C., on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. R. 70, resolution in regard to the State University, on its second reading.

On motion of Mr. Ardrey, it was laid on the table.

H. R. 1, S. R. 71, resolution in reference to the repeal of the tax on State Banks, on its second reading. The resolution was adopted.

H. B. 11, S. B. 77, bill to amend chapter 146, Laws of 1889, to refund the bonded indebtedness of Mecklenburg County, on its second reading.

The bill passed its second and third readings, and was ordered enrolled.

S. B. 89, bill to amend the charter of the town of Morganton, N. C., on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second reading, ayes, 39; noes, --; as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Parker, Reid, Reynolds, Shankle, Skinner, Sprinkle, Stanford, Turner, Twitty, Walser, Wilcox and Williams — 39.

S. B. 92, bill to incorporate the S. W. Skinner Company, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

Mr. Williams moved to withdraw from the Committee on Corporations.

S. B. 62, bill to amend chapter 85, Private Laws of 1889. The motion was adopted and the bill placed on the Calendar.

On motion of Mr. Williams, the rules were suspended and the bill was taken up on its third reading.

Mr. Williams moved to reconsider the vote by which the amendment submitted by himself on yesterday was adopted.

The motion to reconsider prevailed.

Question recurring upon the adoption of the amendment,

By consent, Mr. Williams withdrew the amendment.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. R. 109, resolution of instruction to our Senators and Representatives in Congress against the passage of the Con-

ger Lard Bill and in favor of the Paddock Pure Food Bill, on its second reading.

The resolutions were adopted, and ordered sent to the House of Representatives without engrossment.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bills, which were read the first time and disposed of as follows:

H. B. 27, S. B. 127, bill to amend section 1946 of *The Code*. Referred to the Committee on Judiciary.

H. B. 15, S. B 128, bill to abolish the December Term of the Superior Court of Davidson County. Placed on the Calendar.

H. B. 4, S. B. 129, bill to repeal chapter 321, Laws of 1889, in reference to the sale of seed cotton. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 144, S. B. 139, bill to amend chapter 124, Laws of 1887. Referred to the Committee on Judiciary.

H. B. 97, S. B. 131, bill for the better protection of the oyster interests of North Carolina and for other purposes. Placed on the Calendar.

H. B. 64, S. B. 132, bill to protect mountain trout in Buck creek in McDowell County. Placed on the Calendar.

Mr. Gilman moved to suspend the rules and take up

H. B. 97, S. B. 131, bill for the better protection of the oyster interests of North Carolina and for other purposes. The motion to suspend the rules was lost, not two-thirds of the Senators present and voting therefor.

On motion of Mr. Twitty, the Senate adjourned until to-morrow morning at 11 o'clock.

NINTH DAY.

SENATE CHAMBER, January 16, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Bobbitt, of this city.

The Journal of yesterday was read and approved.

Leave of absence was granted Messrs. Freeman and Morgan on account of sickness; to Mr. Allen of Granville, until Monday; to Mr. Bishop until Wednesday; to the Doorkeeper until Monday.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Judiciary:

By Mr. Avery, S. B. 91, bill to simplify the statutes of limitations, recommending it do pass.

By Mr. Butler, S. B. 93, bill to amend an Act entitled "An Act to incorporate the Carolina Insurance Company of Wilmington, N. C.," recommending it do pass.

By Mr. Aycock, H. B. 27, S. B. 111, bill to amend chapter 90, Laws of 1889, recommending it do pass.

By Mr. Parker, S. B. 95, bill to amend section 739 of *The Code*, in reference to cost to be paid by the counties in certain cases, recommending it do not pass.

S. B. 110, bill to repeal chapter 403, Laws of 1887, making valid certain acts of the County Commissioners of Cumberland County, recommending it do pass.

By Mr. Turner, S. B. 108, bill to allow a person to change his or her name under Article II, section 11, of the Constitution, recommending it do pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Williams, S. B. 107, bill to encourage mechanical proficiency in this State, reporting an amendment, and, as amended, recommending it do pass.

S. B. 68, bill to amend chapter 503, Laws of 1889, in regard to roads, recommending it do pass.

S. B. 47, bill to amend chapter 307, Laws of 1889, entitled "An Act to regulate the sale of seed cotton in Bertie County," recommending it do pass.

H. B 51, S. B. 113, bill to amend chapter 90, section 3, Laws of 1889, entitled "An Act to regulate the sale of corn in certain counties," recommending it do pass.

From the Committee on Corporations:

By Mr. Chesson, S. B. 115, bill to incorporate the town of New Wilkesboro in Wilkes County, recommending it do not pass.

By Mr. Aycock, S. B. 85, bill to amend an act to charter the town of Wilkesboro, chapter 240, Laws of 1889, recommending it do pass.

Mr. Avery, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 52, a bill to be entitled an act to incorporate the "Wilkinson Female Institute," of Tarboro, N. C.;

S. B. 54, a bill to be entitled an act to incorporate the "Carraleigh Mills Company;"

S. B. 56, a bill to be entitled an act to amend the charter of the Piedmont Bank, of Morganton, N. C.;

S. B. 62, a bill to be entitled an act to amend chapter 85, of the Private Laws of 1889;

S. B. 92, a bill to be entitled an act to incorporate "The S. W. Skinner Company."

COMMUNICATION FROM THE ATTORNEY GENERAL.

A communication was received from the honorable the Attorney General, in response to a resolution of the General

Assembly concerning bonds held for convict labor on certain railroads. Referred to the Committee on Judiciary.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. King, S. B. 133, bill to amend chapter 34, section 2, Private Laws of 1887. Referred to the Committee on Corporations.

By Mr. Twitty, S. B. 134, bill to prohibit the sale of liquor within two miles of Bill's Creek Baptist Church in Rutherford County. Referred, with petition, to the Committee on Propositions and Grievances.

S. B. 135, bill to incorporate Henrietta Cotton Mills in Rutherford County. Referred to the Committee on Corporations.

By Mr. Reynolds, S. B. 136, bill to incorporate the Wachovia Loan and Trust Company. Referred to the Committee on Corporations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives announcing the concurrence of that honorable body in Senate resolution to appoint a Joint Select Committee on Railroad Commission, and that the Speaker had appointed as House branch of such committee Messrs. Jones Holman, Bryan of Wayne, Hall of Halifax, Patterson, Gilmer, Peebles and Cowan.

Also a message transmitting engrossed House bills and resolutions which were read the first time, and disposed of as follows:

H. R. 128, S. R. 137, resolution to appoint a special joint committee to investigate convict labor, Acts of 1883 and

1885, relating to the Western North Carolina Railroad. Placed on the Calendar.

H. B. 36, S. B. 138, bill to amend chapter 444, Laws of 1889, in relation to obtaining advances by false pretense. Referred to the Committee on Judiciary.

H. B. 48, S. B. 139, bill for the relief of J. E. McLean, Sheriff of Jackson. Referred to the Committee on Finance.

H. B. 77, S. B. 140, bill to amend section 1590 of *The Code*, relating to the renting of lands of wards. Referred to the Committee on Judiciary.

H. B. 86, S. B. 141, bill to allow cider and wine to be sold in Tyrrell County. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 109, S. B. 142, bill to repeal chapter 485, Laws of 1889. Referred to the Committee on Judiciary.

H. B. 117, S. B. 143, bill for the relief of the Clerk of the Superior Court of Wilson County. Referred to the Committee on Judiciary.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 46, bill to regulate the fees of sheriffs and constables in cases of claim and delivery of personal property, on its third reading.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 65, bill for the relief of sheriffs, and to amend chapter 117, Laws of 1889, on its third reading.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 66, bill to pay solicitors an annual salary, on its third reading.

On the passage of the bill on its third reading, Mr. Williams demanded the ayes and noes.

Mr. Allen of Granville moved the bill be postponed until Friday, 23d inst., and made the special order for twelve o'clock, noon, of that day. Lost.

Mr. Bowers moved to amend:

Strike out the words "eighteen hundred" and insert in lieu thereof, the words "twelve hundred."

Lost.

The ayes and noes were ordered.

The bill passed its third reading, ayes 25, noes 19, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Aycock, Bell, Bellamy, Bishop, Butler, Chesson, Courts, Durham, Galloway, Grigsby, Hobson, King, McLarty, Morgan, Paine, Parker, Rose, Shankle, Sprinkle, Turner, Twitty, Walser and White — 25.

Those voting in the negative were:

Messrs. Allen of Granville, Alston, Atwater, Avery, Bowers, Bull, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Mitchell, Reid, Reynolds, Russell, Skinner, Stanford, Wilcox and Williams — 19.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 84, bill to amend section 2, chapter 92, Laws of 1883, on its third reading.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 89, bill to amend the charter of the town of Morganton, N. C., on its third reading.

The bill passed its third reading, ayes 40, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Culbreth, Davis of Franklin, Davis of Haywood, Durham,

Galloway, Gilman, Greene of Harnett, Grigsby, King, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 40.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 24, bill to amend the charter of the town of Reidsville, N. C., on its second reading.

Mr. Courts moved to amend:

Insert as section --

"That the Board of Commissioners of the town of Reidsville shall have the power to issue bonds to the amount of one hundred thousand dollars ($100,000), to be known as 'Railroad Construction and Equipment Bonds,' under the same rules and regulations as are prescribed in sections 34, 35 and 36 for the issue of bonds for public improvements in the town of Reidsville, and those favoring the issue of such bonds to vote 'Railroad,' and those opposing to vote 'No Railroad.'"

On motion of Mr. Courts, the bill, with pending amendment, was recommitted to the Committee on Corporations.

H. B. 64, S. B. 132, bill to protect mountain trout in Buck creek, McDowell County, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 15, S. B. 128, bill to abolish the December Term of the Superior Court of Davidson County, on its second reading.

The bill passed its second reading.

S. B. 47, bill to amend chapter 307, Laws of 1889, entitled "An Act to regulate the sale of seed cotton in Bertie County," on its second reading.

On motion of Mr. Bishop, the bill was laid on the table.

S. B. 68, bill to amend chapter 503, Laws of 1889, in regard to Roads, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 85, bill to amend an act to charter the town of Wilkesboro, chapter 240, Laws of 1889, on its second reading.

The bill passed its second reading, ayes 37; noes, --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Courts, Culbreth, Davis of Franklin, Durham, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Russell, Shankle, Skinner, Turner, Twitty, Walser, White, Wilcox and Williams.—37.

S. B. 91, bill to simplify the statutes of limitations, on its second reading.

The bill passed its second reading.

Mr. Turner moved the rules be suspended for the purpose of taking up

H. B. 97, S. B. 131, bill to be entitled an act for the better protection of the oyster interests of North Carolina, and for other purposes, on its second reading.

The motion was adopted, and the bill was taken up.

On motion of Mr. Turner, the bill was referred to the Committee on Fish and Fisheries.

On motion of Mr. Morgan, the Committee was instructed to report the bill back to-morrow, and that it be made special order for 12 o'clock, noon of that day.

S. B. 93, bill to amend an act entitled an act to incorporate the Carolina Insurance Company of Wilmington, N. C., on its second reading.

The bill passed its second and third readings, was ordered engrossed, and sent to the House of Representatives.

S. B. 95, bill to amend section 739 of *The Code*, in reference to cost to be paid by the counties in certain cases, on its second reading.

On motion of Mr. Twitty, the bill was laid on the table.

S. B. 107, bill to encourage mechanical proficiency in this State, on its second reading.

The amendment reported by the Committee on Agriculture, Mechanics and Mining was adopted.

The bill passed its second reading.

COMMITTEE ON PUBLIC PRINTING.

The President announced as Senate branch of Joint Committee on Public Printing, Messrs. Aycock and Ardrey.

On motion of Mr. Reid, the Senate adjourned until to-morrow morning at 11 o'clock.

TENTH DAY.

SENATE CHAMBER, January 17, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Nash of this city.

The Journal of yesterday was read and approved.

Leave of absence was granted Mr. Bowers until Monday; Mr. Greene of Harnett until next Wednesday; Messrs. Davis of Franklin, and Sprinkle, indefinitely.

Mr. Morgan was announced absent on account of sickness.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Courts, petition from citizens of Rockingham, asking that voters be required to exhibit tax receipts as a prerequisite for voting. Referred to the Committee on Judiciary.

By Mr White, petition of Peach Orchard Farmers' Alliance to increase the efficiency of schools. Referred to the Committee on Education.

Petition of Wilkes County Farmers' Alliance to increase public school fund. Referred to the Committee on Education.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Judiciary:

By Mr. Avery, S. B. 126, bill to validate certain probates and registrations, reporting amendments, and, as amended, recommending it do pass.

From the Committee on Corporations:

By Mr. Mitchell, S. B. 121, bill to continue in force and effect the act incorporating the Silver Valley Mining Company in the County of Davidson, recommending it do pass.

By Mr. Turner, H. B. 56, S. B. 112, bill to amend the charter of Trinity College and for other purposes, recommending it do pass.

Mr. Gilman asked on behalf of the Committee on Fish and Fisheries, that the Committee be excused from reporting H. B. 97, S. B. 131, bill for the better protection of the oyster interest of North Carolina and for other purposes, to-day, as instructed by the Senate on yesterday, and that the Committee be allowed until Monday morning to report, and that the bill be made a special order for twelve o'clock noon of that day. The request was granted.

Mr. Russell, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 46, a bill to be entitled an act to regulate the fees of sheriffs and constables in cases of claim and delivery of personal property;

S. B. 65, a bill to be entitled an act for the relief of sheriffs, and to amend chapter 117 of the Laws of 1889;

S. B. 66, a bill to be entitled an act to pay solicitors an annual salary;

S. B. 68, a bill to be entitled an act to amend chapter 503, Laws of 1889, in regard to roads;

S. B. 84, a bill to be entitled an act to amend section 2, chapter 92, Laws of 1883;

S. B. 89, a bill to be entitled an act to amend the charter of the town of Morganton, N. C.;

S. B. 93, a bill to be entitled an act to amend an act entitled an act to incorporate the Carolina Insurance Company of Wilmington, N. C.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Bellamy, S. B. 144, bill to incorporate The New River Oyster Company. Referred to the Committee on Corporations.

By Mr. Wilcox, S. B. 145, bill to amend the charter of the town of Jonesboro, Moore County. Referred to the Committee on Corporations.

By Mr. Ardrey, S. B. 146, bill to amend an act incorporating the Georgetown and Charlotte Railroad Company. Referred to the Committee on Corporations.

By Mr. Aycock, S. B. 147, bill to amend section 616 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Twitty, S. B. 148, bill to levy a special tax in Polk County. Referred to the Committee on Finance.

By Mr. Bellamy, S. R. 149, resolution instructing the Secretary of State to furnish copies of certain laws to Judges and Solicitors. Placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 85, bill to amend an act to charter the town of Wilkesboro, chapter 240, Laws of 1889, on its third reading.

The bill passed its third reading, ayes 31, noes 4, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Butler, Chesson, Courts, Culbreth, Galloway, Gilman, Grigsby, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Reid, Rose, Russell, Shankle, Turner, Twitty, Walser, White, Wilcox and Williams — 31.

Those voting in the negative were:

Messrs. Alston, Bull, Reynolds and Skinner — 4.

The bill was ordered sent to the House of Representatives without engrossment.

S. B. 91, bill to simplify the statutes of limitations, on its third reading.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

H. B. 15, S. B. 128, bill to abolish the December Term of the Superior Court of Davidson County, on its third reading.

The bill passed its third reading and was ordered enrolled.

H. R. 16, S. R. 72, resolution in regard to printing the Governor's Annual Message, on its second reading.

The resolution was adopted and ordered enrolled.

S. B. 108, bill to allow a person to change his or her name under Article II, section 11 of the Constitution, on its second reading.

Mr. Gilman moved to amend:

Add at end of section 1: "*Provided*, that no person shall be allowed to change his or her name but once, and in all applications under this act for a change of name the appli-

cant shall set forth in the petition that his or her name has never been changed before by law."

Adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 110, bill to repeal chapter 403, Laws of 1887, making valid certain acts of the County Commissioners of Cumberland County, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 27, S. B. 111, bill to amend chapter 90, Laws of 1889, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 51, S. B. 113, bill to amend chapter 90, section 3, Laws of 1889, entitled, "An Act to regulate sale of corn in certain counties," on its second reading.

The bill passed its second and third readings, and was ordered enrolled.

H. R. 128, S. R. 137, resolution to appoint a special committee to investigate convict labor, Acts of 1883 and 1885, relating to the Western North Carolina Railroad.

On motion of Mr. Aycock, the resolution was referred to the Committee on Judiciary.

S. R. 149, resolution instructing the Secretary of State to furnish copies of certain Laws to Judges and Solicitors, on its second reading.

Resolution was adopted, ordered engrossed and sent to the House of Representatives.

Mr. Ardrey moved that

H. B. 4, S. B. 129, bill to repeal chapter 321, Laws of 1889, in reference to sale of seed cotton, be withdrawn from the Committee on Agriculture, Mechanics and Mining, and be placed on the Calendar. The motion was adopted.

The bill was taken up on its second reading passed its second and third readings and was ordered enrolled.

COMMITTEES APPOINTED.

The President appointed as Senate branch special Joint Committee on Railroad Commission:

Mr. Butler, chairman; Messrs. Lucas, Grigsby, Bell and Walser.

The President also announced that Mr. Williams had been added to the Committee on Corporations; Mr. Parker to the Committee on Fish and Fisheries.

On motion of Mr. Reid, the Senate adjourned until Monday morning at 11 o'clock.

ELEVENTH DAY.

SENATE CHAMBER, January 19, 1891.

The Senate met pursuant to adjournment, Mr. Turner in the chair.

Prayer by Rev. Dr. Nash, of this city.

The Journal of Saturday was read and approved.

Mr. Atwater was announced absent on account of sickness.

PETITION.

A petition was presented and disposed of as follows:

By Mr. Twitty, petition of the citizens of Polk County, against the extension of the charter of the town of Tryon City. Referred to the Committee on Corporations.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Fish and Fisheries:

By Mr. Lucas, H. B. 97, S. B. 131, bill for the better protection of the oyster interests of North Carolina and for other

purposes, a majority of the Committee recommending it do pass.

Mr. Morgan, of the Committee, for a minority thereof, reported an amendment, and, as amended, recommended the bill do pass.

Mr. Russell, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Represenatives for the concurrence of that body:

S. B. 91, a bill to be entitled an act to simplify the statutes of limitations;

S. B. 108, a bill to be entitled an act to allow a person to change his or her name under Article I, section 11 of the Constitution;

S. B. 110, a bill to be entitled an act to repeal chapter 403, Laws of 1887, making valid certain acts of the County Commissioners of Cumberland County;

S. R. 149, resolution instructing the Secretary of State to furnish copies of certain laws to Judges and Solicitors.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Courts, S. B. 150, bill to repeal the old and grant a new charter to the town of Ruffin. Referred, with accompanying petition, to the Committee on Corporations.

By Mr. Davis of Haywood, S. B. 151, bill to repeal chapter 132, Laws of 1885, in relation to manner of entering public lands. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 152, bill to fund and consolidate the debt of the city of Wilmington. Referred to the Committee on Finance.

S. B. 153, bill to provide where offences shall be prosecuted in cases where a mortal wound is inflicted on the high seas or without this State, and where death happens in this State. Referred to the Committee on Judiciary.

By Mr. Alston, S. B. 154, bill to establish an industrial school for the colored. Referred to the Committee on Education.

By Mr. Courts (by request), S. B. 155, bill to amend *The Code*. Referred to the Committee on Judiciary.

S. B. 156, bill to incorporate the Leaksville Aluminium Manufacturing Company. Referred to the Committee on Corporations.

S. B. 157, bill to incorporate the Harper Fabric Company. Referred to the Committee on Corporations.

By Mr. McLean, S. B. 158, bill to amend section 709 of *The Code*. Placed on the Calendar.

By Mr. Avery, S. B. 159, bill to incorporate the Smoky Gap and Blue Ridge Turnpike Company. Referred, with accompanying petition, to the Committee on Corporations.

S. B. 160, bill to incorporate the town of Linville and for other purposes. Referred to the Committee on Corporations.

By Mr. Bellamy, S. B. 161, bill to incorporate the Wilmington and Southern Railway Company. Referred to the Committee on Internal Improvements.

By Mr. Butler, S. B. 162, bill to define and regulate fees of officers in actions wherein claim and delivery is resorted to. Referred to the Committee on Judiciary.

By Mr. Gilman, S. B. 163, bill curing certain irregularities in the revision of jury lists. Referred to the Committee on Judiciary.

By Mr. Avery, S. B. 164, bill to amend article 4, section 27 of the Constitution, so as to allow the General Assembly to increase and regulate the jurisdiction and powers of Justices of the Peace for the purpose of reducing costs in minor causes. Referred to the Committee on Judiciary.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 56, S. B. 112, bill to amend the charter of Trinity College and for other purposes, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

S. B. 121, bill to continue in force and effect the act incorporating the Silver Valley Mining Company in the county of Davidson, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

Mr. Williams moved to withdraw from the Committee on Finance and place on the Calendar,

S. B. 3, bill to amend *The Code*, in relation to interest. The motion was adopted.

The bill was taken up in its second reading.

Pending consideration, the hour for the

SPECIAL ORDER

arrived, and

H. B. 97, S. B. 131, bill to protect the oyster interests of North Carolina and for other purposes, was taken up on its second reading.

Mr. Gilman demanded the previous question and was sustained.

On the adoption of the amendment reported by the minority of the Committee on Fish and Fisheries,

Mr. Lucas demanded the ayes and noes, which were ordered, and the amendment was lost — ayes 12, noes 25, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Avery, Bellamy, Bull, Courts, Gilman, Hobson, Reid, Reynolds, Stanford and Walser — 12.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Bell, Bowers, Butler, Chesson, Culbreth, Davis of Haywood, Durham, Galloway, Greene of Wake, Grigsby, Lucas, McLean,

Mitchell, Paine, Parker, Rose, Russell, Shankle, Skinner, Twitty, White, Wilcox and Williams — 25.

Mr. King asked and obtained consent to be excused from voting on this amendment and bill.

Mr. Lucas moved the rules be suspended and the bill be taken up on its third reading. The motion was adopted, and the bill was taken up on its third reading.

Mr. Gilman moved to amend:

Strike out in the last section the words "three months," and insert in lieu thereof the words "thirty days."

Lost.

The bill passed its third reading and was ordered enrolled.

Mr. Lucas moved to reconsider the vote by which the bill passed its third reading, and moved to lay the motion to reconsider on the table. The latter motion prevailed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives proposing to raise a Joint Select Committee, to be composed of three on the part of the Senate and five on the part of the House of Representatives, to nominate candidates for the position of Trustees of the University. Placed on the Calendar.

Also a message transmitting engrossed House Bills, which were read the first time and disposed of as follows:

H. B. 165, S. B. 165, bill to amend chapter 1, volume 2 of *The Code*, relating to agriculture and geology, to provide a tonnage tax on fertilizers. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 74, S. B. 166, bill to amend section 32 of *The Code*. Referred to the Committee on Judiciary.

H B. 84, S. B. 167, bill to amend chapter 202, Laws of 1889. Referred to the Committee on Judiciary.

H. B. 102, S. B. 168, bill authorizing the Commissioners of Jackson County to levy a special tax to meet general indebtedness. Referred to the Committee on Finance.

H. B. 98, S. B. 169, bill to amend chapter 68, Laws of 1887. Referred to the Committee on Judiciary.

H. B. 8, S. B. 170, bill to perpetuate records. Referred to the Committee on Judiciary.

On motion of Mr. Twitty, the Senate adjourned until to-morrow morning at 11 o'clock.

TWELFTH DAY.

SENATE CHAMBER, January 20, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Marshall, of this city.

The Journal of yesterday was read and approved.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Allen of Granville, petition from Salem Township, in Granville County. Referred to the Committee on Propositions and Grievances.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Corporations:

By Mr. Wilcox, S. B. 60, bill to incorporate Spray Waterpower and Land Company, recommending it do pass.

By Mr. Twitty, S. B. 24, bill to amend the charter of the town of Reidsville, N. C., recommending the adoption of the pending amendment, and, as thus amended, that the bill do pass.

By Mr. Turner, S. B. 101, bill to amend chapter 215, Laws of 1885, recommending it do pass.

S. B. 135, bill to incorporate Henrietta Cotton Mills in Rutherford County, reporting a substitute therefor, and recommending the substitute do pass.

By Mr. Allen of Bladen, S. B. 145, bill to amend chapter 215, Laws of 1885, recommending it do pass.

By Mr. Courts, S. B. 133, bill to amend chapter 34, section 2 of Private Laws of 1887, recommending it do pass.

By Mr. Chesson, S. B. 59, bill to incorporate Leaksville Cotton Mills, recommending it do pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Williams, H. B. 165, S. B. 165, bill to amend chapter 1, Volume II of *The Code*, relating to agriculture and geology, to provide a tonnage tax on fertilizers, recommending it do pass.

H. B. 86, S. B. 141, bill to allow cider and wine to be sold in Tyrrell County, recommending it do pass.

Mr. Speight, for the Committee on Engrossed Bills, reported the following bill as correctly engrossed, and it was ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 121, a bill to be entitled an act to continue in force and effect the act incorporating the Silver Valley Mining Company in the county of Davidson.

Mr. Grigsby, for the Committee of Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 98, H. B. 186, an act to amend the charter of the City of Asheville;

S. B. 4, H. B. 67, an act to amend chapter 187, Laws of 1889;

H. B. 11, S. B. 77, an act to amend chapter 146 of the Laws of 1889, entitled "An Act to empower the County of Mecklenburg to refund its bonded indebtedness;"

S. B. 106, H. B. 182, an act to change the time of holding the Superior Court of Henderson County in the 10th Judicial District;

S. R. 76, H. R. 44, resolution instructing Senators and Representatives in Congress;

H. R. 41, S. R. 75, a resolution of thanks to the *State Chronicle;*

S. R. 1, H. R. 42, resolution of instruction to the State Librarian;

H. R. 1, S. R. 71, a resolution to provide for the establishment of State Banks with power to issue bills;

H. B. 27, S. B. 111, an act to amend chapter 90, Laws of 1889;

H. B. 15, S. B. 128, an act to abolish the December term of the Superior Court of Davidson County;

S. B. 5, H. B. 121, an act to amend the charter of the Real Estate Investment Company of Wilmington, N. C.;

H. B. 4, S. B. 129, an act to repeal chapter 321 of the Laws of 1889;

H B. 64, S. B. 132, an act to protect mountain trout in Buck Creek in McDowell County;

H. B. 51, S. B. 113, an act to amend chapter 90, section 3 of the Laws of 1889;

S. B. 10, H. B. 183, an act to declare the Great Falls Water-power Manufacturing and Improvement Company a duly incorporated company, and to amend and enlarge its charter;

S B. 11, H. B. 185, an act to declare the Carolina Construction Company a duly incorporated company, and to amend and enlarge its charter;

H. R. 16, S. R. 72, a resolution in regard to printing the Governor's Message.

Mr. Bellamy moved that Hon. John J. Fowler, Mayor of Wilmington, be invited to a seat on the floor of the Senate. The motion prevailed, and Mr. Bellamy was requested to escort Mr. Fowler to a seat.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time and disposed of as follows:

By Mr. Reynolds (by request), S. B. 171, bill to consolidate and revise the charter of the town of Salem. Referred to the Committee on Corporations.

By Mr. Allen of Granville, S. B. 172, bill to form Salem Township in the county of Granville. Referred to the Committee of Propositions and Grievances.

By Mr. Morgan, S. B. 173, bill relating to the Norfolk Southern Railroad Company. Referred to the Committee on Corporations.

By Mr. Speight, S. B. 174, bill to amend chapter 361, Laws of 1889. Referred to the Committee on Judiciary.

By Mr. Butler, S. B. 175, bill to provide for the general supervision of railroads, steamboat or canal companies, express and telegraph companies doing business in the State of North Carolina. Referred to the Committee on Railroad Commission and ordered printed.

By Mr. Rose, S. B. 176, bill to amend chapter 33 of *The Code*, in relation to publication of notices of executors, administrators, etc. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 177, bill to provide passenger transportation for the officers of the State over the various railroads of the State. Referred to the Committee on Railroad Commission.

By Mr. Turner (by request), S. B. 178, bill to amend the Code of Civil Procedure, relative to the service of the warrant of attachment in cases arising under chapter 9, title 9, of said Code. Referred to the Committee on Judiciary.

(By request) S. B. 179, bill to amend section 2111 of *The Code*, relative to dower. Referred to the Committee on Judiciary.

By Mr. King, S. B. 180, bill to prevent the playing of games in a place where liquor is sold. Referred to the Committee on Propositions and Grievances.

By Mr. Ardrey, S. B. 181, bill to establish a Normal and Industrial School for white girls. Referred to the Committee on Education.

By Mr. McLean, S. B. 182, bill to amend section 218 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Rose, S. B. 183, bill to prohibit the sale of liquors within three miles of Elizabeth M. E. Church, South, in the in the county of Johnston. Referred to the Committee on Propositions and Grievances.

By Mr. Lucas, S. B. 184, bill to enable the Board of Commissioners of the town of Washington to procure a railroad for said town. Referred to the Committee on Corporations.

ELECTION OF UNITED STATES SENATOR.

On motion of Mr. Davis of Franklin, a message was sent to the House of Representatives, informing that honorable body that the Senate would, at the hour of 12 o'clock noon to-day, proceed to ballot for a United States Senator for the term of six years, beginning on the 4th of March, A. D. 1891.

A message was received from the House of Representatives announcing that honorable body would, at the hour of 12 o'clock noon to-day, proceed to ballot for a United States Senator for the term of six years, beginning on the 4th of March, A. D. 1891, and Messrs. Skinner and Hendricks had been appointed tellers on the part of the House.

UNFINISHED BUSINESS.

S. B. 3, bill to amend *The Code* in relation to interest, was taken up on its second reading, it being the unfinished business of yesterday.

The bill passed its second reading.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 107, bill to encourage mechanical proficiency in this State, on its third reading.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 26, bill concerning the sinking fund of the city of Wilmington, on its second reading.

Mr. Bellamy asked and obtained consent to withdraw the bill.

S. B. 67, bill to license dealing in futures in North Carolina, on its second reading.

The bill failed to pass its second reading.

S. B. 126, bill to validate certain probates and registrations, on its second reading.

The amendments reported by the Committee on Judiciary were adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

ELECTION OF UNITED STATES SENATOR.

The hour of 12 noon having arrived, the Senate proceeded to ballot for United States Senator.

Mr. Lucas nominated Hon. Zebulon B. Vance, of Buncombe County.

Messrs. Bellamy, Galloway, Twitty and Williams seconded the nomination of Mr. Vance.

Mr. Walser nominated Hon. Jeter C. Pritchard, of Madison County.

Mr. Bull seconded the nomination of Mr. Pritchard.

Messrs. Hobson and Bull were appointed tellers.

The Senate voted as follows:

For Mr. Vance,

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett,

Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Turner, Twitty, White, Wilcox and Williams — 40.

For Mr. Pritchard,

Messrs. Alston, Bull, Reynolds, Skinner, Sprinkle, Stanford and Walser — 7.

Mr. Hobson, of tellers, reported:

Whole number of votes cast, 47.

Mr. Vance received 40 votes.

Mr. Pritchard received 7 votes.

THE CALENDAR

was resumed.

S. B. 158, bill to amend section 709 of *The Code*, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

House resolution to raise a Joint Committee of three on the part of the Senate and five on the part of the House of Representatives to nominate candidates for the position of Trustees of the University of North Carolina. Adopted.

The President appointed as Senate branch of said joint committee, Messrs. Bellamy, Grigsby and Davis of Franklin.

S. B. 24, bill to amend the charter of the town of Reidsville, N. C., on its second reading.

The pending amendment offered by Mr. Courts was adopted.

The bill passed its second reading, ayes 41, noes --, as follows:

Those voting the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene

of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Russell, Shankle, Skinner, Speight, Turner, Twitty, White, Wilcox and Williams—41.

S. B. 59, bill to incorporate Leaksville Cotton Mills, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 60, bill to incorporate Spray Water-power and Land Company, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 133, bill to amend chapter 34, section 2, Private Laws of 1887, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 135, bill to incorporate Henrietta Cotton Mills, in Rutherford County, on its second reading.

The substitute reported by the Committee on Corporations was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 86, S. B. 141, bill to allow cider and wine to be sold in Tyrrell County, on its second reading.

Mr. Chesson moved to amend:

Strike out the words "county of Tyrrell" and insert in lieu thereof "counties of Tyrrell and Washington."

Adopted.

The bill passed its second and third readings, the Senate amendment was ordered engrossed and sent to the House of Representatives.

H. B. 165, S. B. 165, bill to amend chapter 1, Volume II, of *The Code*, relating to agriculture and geology, to provide a tonnage tax on fertilizers, on its second reading.

Mr. White moved to amend:

Strike out, in section 1, the word "twenty-five" and insert in lieu thereof "fifteen."

Lost.

Mr. Courts moved to amend:

Strike out section 1.

Lost.

The bill passed its second and third readings, and was ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives, transmitting the following:

"*Resolved by the House of Representatives, the Senate concurring*, That the General Assembly shall meet in the hall of the House of Representatives to-morrow at 10 o'clock A. M. to hear an address from Dr. J. L. M. Curry."

On motion of Mr. Twitty, the resolution was adopted.

Also a message transmitting engrossed House bills, which were read the first time and disposed of as follows:

H. B. 188, S. B. 185, bill to incorporate the town of New Wilkesboro in the county of Wilkes. Referred to the Committee on Corporations.

H. B. 9, S. B. 186, bill in regard to the Roxboro Land and Loan Company, and to give it banking privileges. Referred to the Committee on Banks and Currency.

H. B. 12, S. B. 187, bill to incorporate "The Regents Orphans' Home" of the Presbyterian Church of North Carolina. Placed on the Calendar.

H. B. 58, S. B. 188, bill to compensate judges and canvassers of election. Referred to the Committee on Judiciary.

H. B. 81, S. B. 189, bill to authorize the Commissioners of Macon County to levy a special tax. Referred to the Committee on Finance.

H. B. 92, S. B. 190, bill to amend chapter 175, Laws of 1889. Referred to the Committee on Judiciary.

H. B. 104, S. B. 191, bill to incorporate Bethel Academy in Mecklenburg county. Referred to the Committee on Propositions and Grievances.

H. B. 132, S. B. 192, bill to apply county taxes collected in the county of Person from the Lynchburg and Durham Railroad to certain townships. Referred to the Committee on Judiciary.

H. B. 142, S. B. 193, bill for the relief of creditors of Elizabeth Gooding. Referred to the Committee on Propositions and Grievances.

H. B. 143, S. B. 194, bill for the relief of E. G. McDaniel. Referred to the Committee on Propositions and Grievances.

H. B. 164, S. B. 195, bill to establish a public ferry across the Pee Dee River, near Williams' Mill between the counties of Stanly and Montgomery. Referred to the Committee on Propositions and Grievances.

H. B. 192, S. B. 196, bill to charter the Peoples Bank of Asheville, North Carolina. Placed on the Calendar.

THE CALENDAR

was resumed.

H. B. 12, S. B. 187, bill to incorporate "The Regents Orphans' Home" of the Presbyterian Church of North Carolina, on its second reading.

The bill passed its second and third readings, and was ordered enrolled.

H. B. 192, S. B. 196, bill to charter the Peoples Bank of Asheville, North Carolina, on its second reading.

On motion of Mr. Paine, the bill was referred to the Committee on Judiciary.

On motion of Mr. Williams, the Senate adjourned until to-morrow morning at 11 o'clock.

THIRTEENTH DAY.

SENATE CHAMBER, January 21, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Pettinger, of the city.

The Journal of yesterday was read and approved.

Leave of absence was granted Mr. Skinner.

Messrs. Bryan and Courts were announced absent on account of sickness.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Chesson, petition of the Farmers' Alliance of Tyrrell County, asking the legal rate of interest be fixed at six per cent. in this State. Referred to the Committee on Finance.

By Mr. Galloway, petitions (two) from certain officers of the King's Daughters, Woman's Christian Temperance Union and others, asking for the establishment of an Industrial School for the white girls of North Carolina. Referred to the Committee on Education.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Judiciary:

By Mr. Butler, S. B. 117, bill to amend chapter 12, Vol. I of *The Code*, entitled "Cruelty to Animals," reporting an amendment, and as amended, recommending it do pass.

By Mr. Reynolds, S. B. 90, bill to compel personal representatives to plead the statutes of limitations, recommending it do pass.

By Mr. Bellamy, H. B. 36, S. B. 138, bill to amend chapter 444, Laws of 1889, in relation to obtaining advances

by false representation, reporting an amendment, and, as amended, recommending the bill do pass.

By Mr. Avery, S. B. 69, bill to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors, recommending it do pass.

S. B. 153, bill to provide where offences shall be prosecuted in cases where a mortal wound is inflicted on the high seas or without this State, and when death happens in this State, recommending it do pass.

By Mr. Gilman, S. B. 119, bill defining the method and period of advertisements in sales of property under executions or court decrees, recommending it do not pass.

From the Committee on Education:

By Mr. Walser, S. B. 181, bill to establish a Normal and Industrial School for white girls, recommending, on the part of a majority of the committee, the bill do pass.

Mr. Bell gave notice that he would file a minority report concerning this bill.

By request of the committee, through Mr. Walser, the bill was ordered printed.

From the Committee on Banks and Currency:

By Mr. Russell, H. B. 9, S. B. 186, bill in regard to Roxboro Land and Loan Company, and to give it banking privileges, recommending it do pass.

From the Committee on Finance:

By Mr. Morgan, S. B. 80, bill authorizing the Treasurer of the State to pay mileage and per diem to those persons who were examined before the committee in the investigation of railroads and other corporations, recommending it do pass.

S. B. 152, bill to fund and consolidate the debt of the city of Wilmington, reporting an amendment, and, as amended, recommending the bill do pass.

By Mr. Stanford, S. B. 27, bill to exempt from municipal taxation the personal property of orphan children and others, recommending it do pass.

By Mr. Paine, S. B. 123, bill for the relief of Rockingham County, authorizing it to issue bonds, recommending it do pass.

By Mr. Davis of Haywood, S. B. 58, bill to regulate the pay of jurors, recommending it do not pass.

S. B. 148, bill to levy a special tax in Polk County, recommending it do pass.

By Mr. Mitchell, H. B. 48, S. B. 139, bill for the relief of J. E. McLean, Sheriff of Jackson County, recommending it do pass.

By Mr. Greene of Harnett, S. B. 78, bill for the relief of Robert Smith, Sheriff of Dare County, recommending it do pass.

By Mr. McLean, S. B. 116, bill to enable the Young Men's Christian Association of Wilmington, N. C., to issue bonds and for other purposes, recommending it do pass.

H. B. 102, S. B. 168, bill authorizing the Commissioners of Jackson County to levy a special tax to meet general indebtedness, recommending it do pass.

From the Committee on Insane Asylums:

By Mr. King, S. B. 9, bill to amend the chapters of *The Code*, entitled "Asylums" and "Idiots, Lunatics and Inebriates," recommending it do pass.

Mr. Culbreth, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 59, a bill to be entitled an act to incorporate Leaksville Cotton Mills;

S. B. 60, a bill to be entitled an act to incorporate Spray Water-power and Land Company;

Senate amendment to

H. B. 86, S. B. 141, a bill to be entitled an act to allow cider and wine to be sold in Tyrrell County;

S. B. 107, a bill to be entitled an act to encourage mechanical proficiency in this State;

S. B. 126, a bill to be entitled an act to validate certain probates and registrations;

S. B. 133, a bill to be entitled an act to amend chapter 34, section 2 of Private Laws of 1887;

S. B. 135, a bill to be entitled an act to protect the operatives of the Henrietta Cotton Mills in Rutherford County;

S. B. 158, a bill to be entitled an act to amend section 709 of *The Code.*

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 44, H. B. 157, an act to enable the city of Wilmington to purchase grounds for a public park without the corporate limits of said city;

S. B. 7, H. B. 157, an act to amend chapter 63 of the Laws of 1885;

S B. 42, H. B. 155, an act to amend the charter of the Henderson Water-works Company;

S. B. 112, H. B. 56, an act to amend the charter of Trinity College;

S. B. 14, H. B. 125, an act to amend section 2122 of *The Code;*

S. B. 6, H. B. 122, an act to amend section 1246 of *The Code* concerning the acknowledgment of deeds;

H. B. 97, S. B. 131, an act for the better protection of the oyster interests of North Carolina and for other purposes;

S. B. 43, H. B. 156, an act to amend and continue in force chapter 301 of the Laws of 1889;

H. B. 12, S. B. 187, an act to incorporate the "Regents Orphan's Home," of the Presbyterian Church of North Carolina;

H. B. 165, S. B. 165, an act to amend chapter one, Volume II of *The Code*, relating to agriculture and geology.

THE UNITED STATES SENATORSHIP.

The hour of 12 o'clock noon having arrived, the Senate, preceded by its officers, repaired to the hall of the House of Representatives to unite with that honorable body in ascertaining and declaring the result of an election for a Senator to represent the State of North Carolina in the Senate of the Congress of the United States for the term beginning on the 4th day of March, A. D. 1891, and ending on the 4th day of March, A. D. 1897, held by the two Houses of the General Assembly on Tuesday, 20th instant.

The Joint Assembly was called to order by Lieutenant Governor Holt, President of the Senate.

The President of the Senate directed the Clerk of that body to read so much of the Journal of the Senate of the preceding day as related to the election of a United States Senator, which was done.

The Speaker of the House of Representatives, Hon. R. A. Doughton, directed the Clerk of that body to read so much of the Journal of the House of Representatives of the preceding day as related to the election of a United States Senator, which was done.

Whereupon, Mr. Speaker Doughton said:

Senators and Members of the House of Representatives:

It appearing from the Journals of the Senate and House of Representatives of the General Assembly of the State of North Carolina, compared in joint session, that the two Houses composing the said General Assembly did, on Tuesday, the 20th day of January, A. D. 1891, in conformity with law, proceed to elect a Senator to represent the State in the Senate of the Congress of the United States, for the term commencing on the 4th of March, A. D. 1891, and ending on the 4th of March, A. D. 1897; and it also appearing from the said Journals that the Hon. Zebulon B. Vance did, in

said election, receive a majority of all the votes in each House of the said General Assembly.

We, Thomas M. Holt, Lieutenant Governor and President of the Senate, and R. A. Doughton, Speaker of the House of Representatives, do therefore hereby declare that the said Zebulon B. Vance is duly elected Senator, as aforesaid, to represent the State of North Carolina in the Congress of the United States.

[Signed] THOMAS M. HOLT,
Lieutenant Governor and President of the Senate.
[Signed] R. A. DOUGHTON,
Speaker of the House of Representatives.

The Joint Session was thereupon declared adjourned, and the Senate returned to its chamber.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time and disposed of as follows:

By Mr. Ardrey, S. B. 197, bill to incorporate the Charlotte Chamber of Commerce. Referred to the Committee on Judiciary.

By Mr. Culbreth, S. B. 198, bill to enlarge the jurisdiction of Justices of the Peace. Referred to the Committee on Judiciary.

By Mr. Bell, S. B. 199, bill to amend chapter 193, Laws of 1889, in relation to working the public roads in Clay and Graham counties. Referred to the Committee on Propositions and Grievances.

By Mr. Reynolds, S. B. 200, bill to enlarge the jurisdiction of Justices of the Peace. Referred to the Committee on Judiciary.

By Mr. Greene of Wake, S. B. 201, bill to amend section 17, chapter 218, Laws of 1889. Referred to the Committee on Judiciary.

By Mr. Greene of Harnett, S. B. 202, bill to repeal chapter 27, Laws of 1889. Referred to the Committee on Propositions and Grievances.

By Mr. Durham (by request), S. B. 203, bill to appoint H. Cabannis a Justice of the Peace. Referred to the Committee on Judiciary.

By Mr. Davis of Haywood, S. B. 204, bill to amend the charter of the town of Hendersonville, N. C. Referred to the Committee on Corporations.

S. B. 205, bill to incorporate the Citizens Bank, to be located at Winston, N. C. Referred to the Committee on Banks and Currency.

By Mr. Paine, S. B. 206, bill to amend chapter 40, section 2, Private Laws of 1889, relating to Rock Spring Camp Ground. Referred to the Committee on Propositions and Grievances.

By Mr. Butler, S. R. 207, resolution of thanks to Dr. J. L M. Curry. Placed on the Calendar.

On motion of Mr. Butler, the rules were suspended and S. R. 207, resolution of thanks to Dr. J. L. M. Curry, was taken up and adopted.

The resolutions are as follows:

Resolved by the Senate, the House of Representatives concurring, That a vote of thanks be extended to Dr. J. L. M. Curry for the eloquent, able and highly instructive address with which he favored the General Assembly in reference to education, on Wednesday morning, January 21, 1891.

Resolved further, That Dr. Curry be and is hereby requested to furnish the General Assembly with a copy of his address, to be spread upon the Journals of the respective Houses.

Mr. Turner moved to reconsider the vote by which S. B. 67, bill to license the dealing in futures in North Carolina, failed to pass its second reading on yesterday. The motion prevailed.

Question recurred upon the passage of the bill on its second reading.

By request, the bill was informally passed over.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 3, bill to amend *The Code* in relation to interest, on its third reading.

On motion of Mr. Aycock, the bill was postponed until Friday, 30th instant, and made special order for 12 o'clock noon of that day.

S. B. 101, bill to amend chapter 215, Laws of 1885, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 24, bill to amend the charter of the town of Reidsville, N. C., on its third reading.

The bill passed its third reading, ayes 41, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams—41.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 9, bill to amend the chapters of *The Code* entitled "Asylums" and "Idiots, Lunatics and Inebriates," on its second reading.

The bill passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. B. 80, bill authorizing the Treasurer of the State to pay mileage and per diem to those persons who were examined before the committee in the investigation of railroads and other corporations, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 27, bill to exempt from municipal taxation the personal property of orphan children and others, on its second reading.

The amendments reported by the Committee on Finance were adopted.

The bill passed its second reading and was taken up on its third reading.

On motion of Mr Turner, the bill was re-committed to the Committee on Finance.

H. B. 102, S. B. 168, bill authorizing the Commissioners of Jackson County to levy a special tax, on its second reading.

The bill passed its second reading, ayes 41, noes —, as follows —

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Bell, Bellamy, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Sprinkle, Stanford, Twitty, Walser, White, Wilcox and Williams — 41.

H. B. 36, S. B. 138, bill to amend chapter 444, Laws of 1889, in relation to obtaining advances by false pretence, on its second reading.

The amendment reported by the Committee on Judiciary was read.

On motion of Mr. Twitty, the bill was referred to the Committee on Agriculture, Mechanics and Mining.

S. B. 58, bill to regulate the pay of jurors, on its second reading.

Mr. McLarty moved to amend:

Add at end of section 1: "*Provided*, this act shall only apply to the counties of Anson and Union."

Adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 69, bill to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors, on its second reading.

On motion of Mr. Bellamy the bill was postponed until Friday next, 23d instant, made the special order for 12 o'clock noon of that day, and ordered printed.

S. B. 78, bill for the relief of Robert Smith, Sheriff of Dare County, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 90, bill to compel personal representatives to plead the statute of limitations, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 116, bill to enable the Young Men's Christian Association of Wilmington, N. C., to issue bonds and for other purposes, on second reading.

On motion of Mr. Morgan, the bill was recommitted to the Committee on Finance.

S. B. 181, bill to establish a normal and industrial school for white girls, on its second reading.

On motion of Mr. Ardrey, the bill was postponed until to-morrow, 22d instant, and under the special order for 12 o'clock noon of that day.

On motion of Mr. Freeman, the Senate adjourned until to-morrow morning at 11 o'clock.

FOURTEENTH DAY.

SENATE CHAMBER, January 22, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Nash, of the city.

The Journal of yesterday was read and approved.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Aycock, petition from the Board of Education, asking change of time of apportioning school fund. Referred to the Committee on Education.

By Mr. Ardrey, petition for the establishment of the normal and industrial school for white girls. Referred to the Committee on Education.

By Mr. Reynolds, petition of certain citizens of Waughtown to be incorporated. Referred to the Committee on Corporations.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Galloway, H. B. 104, S. B. 191, bill to incorporate Bethel Academy in Mecklenburg County, recommending it do pass.

By Mr. Chesson, S. B. 172, bill to form Salem Township in the county of Granville, recommending it do pass.

By Mr. Twitty, H. B. 143, S. B. 194, bill for the relief of E. G. McDaniel, recommending it do pass.

By Mr. Reynolds, S. B. 180, bill to prevent the playing of games in a place where liquor is sold, reporting it without recommendation.

By Mr. Parker, H. B. 142, S. B. 193, bill for the relief of creditors of Elizabeth Gooding, recommending it do pass.

H. B. 164, S. B. 195, bill to establish a public ferry across the Pee Dee river near Williams' Mill, between the counties of Stanly and Montgomery, recommending it do pass.

By Mr. Gilman, S. B. 40, bill to amend so much of the Acts of 1887, chapter 313, as relates to the county of Greene, reporting a substitute therefor, and recommending the substitute do pass.

S. B. 19, bill to change chapter 17, Laws of 1881, in regard to Tucker's Grove Camp Ground, reporting an amendment, and, as amended, recommending it do pass.

From the Committee on Corporations:

By Mr. Wilcox, S. B. 157, bill to incorporate the Harper Fabric Company, recommending it do pass.

By Mr. Stanford, S. B. 184, bill to enable the Board of Commissioners of the town of Washington to procure a railroad for said town, recommending it do pass.

By Mr. Chesson, S. B. 156, bill to incorporate the Leaksville Aluminium Manufacturing Company, recommending it do pass

By Mr. Mitchell, S. B. 171, bill to revise and consolidate the charters of the town of Salem, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Allen of Bladen, S. B. 173, bill relating to the Norfolk Southern Railroad Company, recommending it do pass.

By Mr. Turner, S. B. 64, bill to incorporate the Carolina Investment Company, recommending it do pass.

By Mr. Ardrey, S. B. 159, bill to incorporate the Smoky Gap and Blue Ridge Turnpike Company, recommending it do pass.

By Mr. Bellamy, S. B. 146, bill incorporating the Georgetown and Charlotte Railroad Company, recommending it do pass.

From the Committee on Fish and Fisheries:

By Mr. Lucas, S. B. 120, bill to regulate fishing in Croatan Sound, reporting an amendment, and, as amended, recommending it do pass.

Mr. Bell, of Committee on Education, filed a minority report opposing the passage of

S. B. 181, bill to establish a normal and industrial school for white girls, of which he had given notice.

Mr. Butler presented a full text of the address delivered before the General Assembly on the 21st instant, furnished in accordance with the request of the General Assembly for insertion in the Journals of the two Houses; and,

On motion of Mr. Butler, one thousand copies of the address were ordered printed; one hundred copies of which to be forwarded Mr. Curry, three hundred copies furnished the State Superintendent of Public Instruction, and remainder to the members of the General Assembly.

Mr. Speight, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 24, a bill to be entitled an act to amend the charter of the town of Reidsville;

S. B. 58, a bill to be entitled an act to regulate the pay of jurors;

S. B. 78, a bill to be entitled an act for the relief of Robert Smith, Sheriff of Dare County;

S. B. 80, a bill to be entitled an act authorizing the Treasurer of the State to pay mileage and per diem to those persons examined before the committee on the investigation of railroads and other corporations;

S. B. 90, a bill to be entitled an act to compel personal representatives to plead the statutes of limitations.

S. B. 101, a bill to be entitled an act to amend chapter 215, Laws of 1885;

S. R. 207, resolution of thanks to Dr. J. L. M. Curry.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting a communication from his Excellency the Governor, accompanied by a communication from Hon. R. P. Porter, Superintendent of Census, in response to a resolution of the Senate asking for the population of the several counties of this State, as shown by the late census.

Also, a message transmitting Engrossed House Bills' which are read the first time, and disposed of as follows:

H. B. 23, S. B. 208, bill concerning the working of convicts on public roads. Referred to the Committee on Penal Institutions.

H. B. 61, S. B. 209, bill to suppress gambling. Referred to the Committee on Judiciary.

H. B. 141, S. B. 210, bill to amend chapter 110, Private Laws of 1889. Referred to the Committee on Judiciary.

H. B. 163, S. B. 211, bill to amend chapter 283, Laws of 1889, so as to allow trapping in Swannanoa river in Buncombe County. Referred to the Committee on Propositions and Grievances.

H. B. 168, S. B. 212, bill to correct land grant No. 1553, in Swain County. Referred to the Committee on Judiciary.

H. B. 222, S. B. 213, bill to authorize the Board of Education of Haywood County to pay a certain school claim. Referred to the Committee on Education.

H. B. 189, S. B. 214, bill to amend chaper 34, Vol. II of *The Code*. Referred to the Committee on Judiciary.

H. B. 221, S. B. 215, bill to amend section 2, chapter 63, Private Laws of 1889, relative to charter of Ramoth, in Buncombe County. Referred to the Committee on Corporations.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Bellamy, S. B. 216, bill to amend section 1, chapter 71, Laws of 1887. Referred to the Committee on Judiciary.

By Mr. Bull, S. B. 217, bill to amend the charter of the city of New Bern. Referred to the Committee on Judiciary.

By Mr. White, S. B. 218, bill for the relief of Samuel P. Austin, a Confederate soldier of Alexander County. Referred to the Committee on Propositions and Grievances.

By Mr. Avery, S. B. 219, bill for the relief of the Clerk of the Superior Court of Burke County. Referred to the Committee on Judiciary.

S. B. 220, bill to provide for the election of a State Printer, to define his duties and fix his salary. Referred to the Committee on Printing.

By Mr. Speight, S. B. 221, bill to appoint a cotton weigher for Old Sparta, Edgecombe County. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Russell, S. B. 222, bill to amend section 2831 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Bishop, S. B. 223, bill to amend chapter 199, Laws of 1887, in regard to the sale of seed cotton. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Parker, S. B. 224, bill to change the name of Chowan Academy to Watters' Normal Institute. Referred to the Committee on Propositions and Grievances.

By Mr. Speight, S. B. 225, bill to amend chapter 181, Laws of 1889. Referred to the Committee on Judiciary.

By Mr. Reynolds, S. B. 226, bill to incorporate the town of Waughtown in Forsyth County. Referred to the Committee on Corporations.

By Mr. Bell, S. B. 227, bill to amend the charter of the town of Highlands in Macon County. Referred to the Committee on Corporations.

By Mr. Freeman, S. B. 228, bill to create a new county to be called Badger. Referred to the Committee on Propositions and Grievances.

Mr. Turner asked to withdraw from the Committee on Corporations.

H. B. 188, S. B. 185, bill to incorporate the town of New Wilkesboro in the county of Wilkes. The motion prevailed, and the bill was placed on the Calendar.

On motion of Mr. Turner, the rules were suspended and the bill was taken up on its second reading.

On motion of Mr. Turner, the bill was laid on the table.

Mr. King, for Committee on Insane Asylums, asked and obtained consent for the committee to be absent from and after 1 P. M. for this day.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 102, S. B. 168, bill authorizing the Commissioners of Jackson County to levy a special tax to meet general indebtedness, on its third reading.

The bill passed its third reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Chesson, Culbreth, Davis of Haywood, Durham, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, Mitchell, Morgan, Paine, Parker, Reynolds, Rose, Russell, Shankle, Speight, Stanford, Twitty, White, Wilcox and Williams — 35.

The bill was ordered enrolled.

S. B. 117, bill to amend chapter 12, Vol. II of *The Code*, entitled "Cruelty to Animals," on its second reading.

The amendment reported by the Committee on Judiciary was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 119, bill defining the method and period of advertisements in sales of property under executions or court decrees, on its second reading.

The bill failed to pass its second reading.

S. B. 123, bill for relief of Rockingham County, authorizing it to issue bonds, on its second reading.

The bill passed its second reading, ayes 39, noes 1, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Lucas, McLean, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, White, Wilcox and Williams — 38.

Voting in the negative:

Mr. Alston — 1.

S. B. 148, bill to levy a special tax in Polk County, on its second reading.

The bill passed its second reading, ayes 41, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Stanford, Turner, Twitty, White, Wilcox and Williams — 41.

S. B. 153, bill to provide where offenders shall be prosecuted in cases where a mortal wound is inflicted on the high seas or without this State, and where death happens in this State, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

SPECIAL ORDER.

The hour for the consideration of the special order having arrived,

S. B. 181, bill to establish a normal and industrial school for white girls, was taken up on its second reading, it being the special order for that hour.

Mr. Freeman moved to amend:

Add to section 4, "*Provided*, that the Board of Directors shall make such regulations about the admission of pupils as will not discriminate against any county as to the number of pupils allowed it, in case all applicants cannot be accommodated."

Adopted.

Mr. Allen of Granville, moved to amend:

Add, "That a majority of the Directors shall not be of the same religious denomination."

Lost.

Mr. Bowers moved to amend:

Add, "*Provided*, That no clause in this bill shall be so construed as to operate to the prejudice of teachers of the State in obtaining certificates as teachers who have not taken the prescribed course at the Industrial School."

Lost.

Mr. Aycock demanded the previous question and was sustained.

On the passage of the bill on its second reading, Mr. Bull demanded the ayes and noes, which were ordered, and the bill passed its second reading, ayes 41, noes 2, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bellamy, Bishop, Bowers, Bull, Chesson, Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 41.

Those voting in the negative were:

Messrs. Bell and Davis of Haywood.

The rules were suspended, the bill taken up on its third reading, passed its third reading, was ordered engrossed and sent to the House of Representatives.

H. B. 9, S. B. 186, bill in regard to Roxboro Land and Loan Company and to give it banking privileges, on its second reading.

Mr. Russell moved to amend:

Strike out in section 1 the word "perpetual" and insert in lieu thereof "thirty years."

Strike out in section 5 the word "of" between "subscribers" and "stockholder" and insert in lieu therefor the word "or."

Strike out in section 8 the word "be" between the words "may" and "bid."

The amendments were adopted.

The bill passes its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 152, bill to consolidate the debt of the city of Wilmington, on its second reading.

The amendment reported by the Committee on Finance was adopted.

The bill passed its second reading, ayes 29, noes --, as follows:

Those voting in the affirmative are:

Messrs. Allen of Bladen, Allen of Granville, Alston Ardrey, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Green of Harnett, Hobson, McLean, Mitchell, Paine, Reid, Rose, Russell, Shankle, Stanford, Turner, Twitty, Walser, Wilcox and Williams — 29.

S. B. 19, bill to change chapters 17, Laws of 1881, in regard to Tucker's Grove Camp Ground, on its second reading.

The amendment reported by the Committee on Propositions and Grievances was adopted.

The bill passed its second and third readings, was engrossed and sent to the House of Representatives.

S. B. 64, bill to incorporate the Carolina Investment Company, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 120, bill to regulate fishing in Croatan Sound, on its second reading.

The amendment reported by the Committee on Fish and Fisheries was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 146, bill to amend an act incorporating the Georgetown and Charlotte Railroad Company, on its second reading.

The bill passed its second reading, ayes 28, noes .. , as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Chesson, Culbreth, Davis of Haywood, Gilman, Greene of Har-

nett, Lucas, McLean, Mitchell, Morgan, Paine, Reid, Rose, Russell, Shankle, Stanford, Turner, Wilcox and Williams — 28.

H. B. 142, S. B. 193, bill for relief of creditors of Elizabeth Gooding, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 143, S. B. 194, bill for the relief of E. G. McDaniel, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 164, S. B. 195, bill to establish a public ferry across the Pee Dee river near Williams' Mill, between the counties of Stanly and Montgomery, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

S. B. 173, bill relating to the Norfolk Southern Railroad Company, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 172, bill to form Salem Township in the county of Granville, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives announcing the concurrence of that honorable body in Senate resolution to raise a joint select committee to fix and establish the several Senatorial Districts of this State, etc., and that the honorable Speaker had appointed as House branch of such committee, Messrs. Bryan of Wayne, Alexander, Kerr, Sutton, Reid, Wilson, Ray and Mayes.

Also, a message announcing the concurrence of that honorable body in Senate resolution to raise a joint select

committee to fix and establish the several Congressional Districts of this State, and that the honorable Speaker had appointed as House branch of such committee, Messrs. Stancell, Franck, Jones, Skinner, Walker, Gilmer, Wilfong, Patterson and Hickman.

Also, announcing concurrence of that honorable body in Senate resolution to raise a joint select committee to nominate Trustees of the University of North Carolina, and that the honorable Speaker had appointed as House branch of such committee, Messrs. Long of Warren, Philips of Nash, Skinner, Pigford and Upchurch.

Also, a message transmitting without engrossment

H. B. 264, S. B. 229, bill to amend and consolidate the acts incorporating the town of Wadesboro, in Anson County, which was read the first time and placed on the Calendar.

Mr. Bellamy arose and said:

In behalf of Mr. W. V. Clifton, of Raleigh, who for fourteen years so acceptably and with ability served his State as Sergeant-at-Arms of the Senate, I present to the Senate this gavel, which I hold in my hand, for the use of its presiding officer.

The gavel is made of oak, is composed of five distinct pieces, combined into one, and was of the celebrated Libby Prison of Richmond Virginia, which was used by the government of the Confederate States during the late civil conflict for the confinement of Federal prisoners of war, and which has lately been made so conspicuous by the efforts of certain Northern gentlemen to purchase and remove it to Chicago for exhibition.

Mr. President, whenever discord, tumult or disorder shall arise in this chamber, its donor trusts that the gavel may be the means of suppressing the same and producing harmony more successfully and efficiently than did the prison from whose timbers it is made in allaying strife and restoring peace to our distracted country.

And in years to come he trusts that it may be looked upon and treasured as a valuable memento of the era of the great war of secession."

President Holt received the gavel, and said:

"SENATORS: In the name of the Senate I accept this gavel, and were I well enough I would like to make a short speech in receiving it, but I am not. I will say, however, had I the power to use it in the Senate of the United States for awhile, as I have here, I would rule several gentlemen in that body out of order in many instances."

On motion of Mr. Twitty, the Senate adjourned until to-morrow morning at 11 o'clock.

FIFTEENTH DAY.

SENATE CHAMBER, January 23, 1891.

The Senate met pursuant to adjournment, Lieutenant-Governor Holt in the chair.

Prayer by Rev. Dr. Hall, of the city.

The reading of the Journal was dispensed with.

Leave of absence was granted indefinitely to Messrs. Courts, McLarty, Morgan and Sprinkle, on account of sickness.

PETITIONS.

Petitions were presented, read and disposed of as follows:

By Mr. Avery, petition of citizens of Buncombe against the repeal of the law prohibiting trapping in Swannanoa River in said county. Referred to the Committee on Propositions and Grievances.

REPORTS FROM COMMITTEES.

From the Committee on Judiciary:

By Mr. Turner, H. B. 192, S. B. 196, bill to charter the Peoples Bank of Asheville, N. C., recommending it do pass;

H. B. 145, S. B. 268, an act to amend chapter 175 of the Laws of 1889, recommending it do pass;

H. B. 144, S. B. 130, bill to amend chapter 124, Laws of 1887, recommending it do pass;

H. B. 189, S. B. 214, bill to amend chapter 34, Vol. II of *The Code*, recommending it do pass;

S. B. 200, bill to enlarge the jurisdiction of Justices of the Peace, recommending it do pass.

By Mr. Lucas, S. B. 45, bill regarding chattel mortgages, recommending it do pass.

By Mr. Reid, S. B. 163, bill curing certain irregularities in the revision of jury lists, recommending it do pass;

S. B. 176, bill to amend chapter 33 of *The Code*, in relation to publication of notices of executors, administrators, etc., recommending it do not pass;

H. B. 117, S. B. 143, bill for the relief of the Clerk of the Superior Court for Wilson County, recommending it do not pass.

By Mr. Reynolds, H. B. 84, S. B. 167, bill to amend chapter 202, Laws of 1889, recommending it do pass;

S. B. 198, bill to enlarge the jurisdiction of Justices of the Peace, recommending it do not pass;

S. B. 179, bill to amend section 2111 of *The Code*, relative to dower, recommending it do pass.

By Mr. Gilman, S. B. 155, bill to amend *The Code*, recommending it do pass;

H. B. 98, S. B. 169, bill to amend chapter 68, Laws of 1887, recommending it do pass.

By Mr. Paine, S. B. 201, bill to amend section 17, chapter 218, Laws of 1889, recommending it do not pass;

H. B. 58, S. B. 188, bill to compensate judges and canvassers of election, recommending it do not pass.

By Mr. Bellamy, H. B. 132, S. B. 192, bill to apply county taxes collected in the county of Person from the Lynchburg and Durham Railroad to certain townships, recommending it do pass;

H. B. 77, S. B. 140, bill to amend section 1590 of *The Code*, relating to the renting of lands of wards, reporting a substitute therefor and recommending the substitute do pass;

S. B. 182, bill to amend section 218 of *The Code*, recommending it do pass;

S. B. 151, bill to repeal chapter 132, Laws of 1885, in relation to the manner of entering public lands, recommending it do pass.

By Mr. Aycock, H. B. 109, S. B. 142, bill to repeal chapter 485, Laws of 1889, recommending it do pass;

S. B. 203, bill to appoint H. Cabannis a Justice of the Peace, recommending it do not pass;

S. B. 174, bill to amend chapter 361, Laws of 1889, recommending it do pass;

H. B. 74, S. B. 166, bill to amend section 32 of *The Code*, recommending it do pass.

By Mr. Morgan, S. B. 197, bill to incorporate the Charlotte Chamber of Commerce, recommending it do pass.

From the Committee on Corporations:

By Mr. Turner, S. B. 88, bill to amend the charter of Tryon City, Polk County, reporting amendments, and, as amended, recommending it do pass.

From the Committee on Finance:

By Mr. Greene of Harnett, H. B. 81, S. B. 189, bill to authorize the Commissioners of Macon County to levy a special tax, recommending it do pass.

Mr. Speight, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 19, A bill to be entitled an act to change chapter 17, Laws of 1881, in regard to Tucker's Grove Camp Ground;

S. B. 64, a bill to be entitled an act to incorporate the Carolina Investment Company;

S. B. 117, a bill to be entitled an act to amend chapter 12 of Vol. II of *The Code*, entitled "Cruelty to Animals";

S. B. 120, a bill to be entitled an act to regulate fishing in Croatan Sound;

S. B. 153, a bill to be entitled an act to provide where offences shall be prosecuted in cases when a mortal wound is inflicted on the high seas or without this State, and when death happens in this State;

S. B. 172, a bill to be entitled an act to form Salem Township in the county of Granville;

S. B. 173, a bill to be entitled an act relating to the Norfolk and Southern Railroad Company;

S. B. 181, a bill to be entitled an act to establish a normal and industrial school for white girls;

Senate amendment to H. B. 9, S. B. 186, a bill to be entitled an act in regard to the Roxboro Land and Loan Company and to give it banking privileges.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time and disposed of as follows:

By Mr. Freeman, S. B. 230, bill to incorporate the Contentnea Club at Wilson, N. C. Referred to the Committee on Corporations.

By Mr. Allen of Granville, S. B. 231, bill to make an appropriation for the colored orphan asylum at Oxford, N. C. Referred to the Committee on Finance.

By Mr. Shankle, S. B. 232, bill to remove incompetent superintendents of county public schools. Referred to the Committee on Education.

By Mr. Walser, S. B. 233, bill providing for the disfranchisement of persons selling or buying votes at elections. Referred to the Committee on Judiciary.

By Mr. Greene of Harnett, S. B. 234, bill for the relief of J. A. Cameron, Clerk Superior Court Harnett County. Referred to the Committee on Judiciary.

By Mr. Turner, S. B. 235, bill to amend chapter 543, Laws of 1889. Referred to the Committee on Propositions and Grievances.

By Mr. Courts, S. B. 236, bill to incorporate Leaksville Collegiate Institute. Referred to the Committee on Corporations.

S. B. 237, bill to appoint Trustees for Leaksville Female Academy and for other purposes. Referred to the Committee on Propositions and Grievances.

S. B. 238, bill to repeal chapter 31, Laws of 1889. Referred to the Committee on Judiciary.

By Mr. Russell, S. B. 239, bill to amend section 2834 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 240, bill to apply the county taxes collected in Pender County from the Wilmington, Onslow and East Carolina Railroad Company to the payment of the subscription of Topsail Township to the capital stock of said company. Referred to the Committee on Judiciary.

By Mr. Davis of Haywood, S. B. 241, bill to amend chapter 76, section 6, Private Laws of 1881. Referred, with petitions, to the Committee on Propositions and Grievances.

S. B. 242, bill to prohibit the manufacture and sale of spirituous liquors within two miles of Davis' Chapel in Haywood County. Referred to the Committee on Propositions and Grievances.

By Mr. Payne, S. B. 243, bill to authorize the Commissioners of the town of Lincolnton, N. C., to issue bonds for the purpose of providing a system of water-works and other improvements in said town. Referred to the Committee on Finance.

By Mr. Bellamy, S. B. 244, bill to provide a temporary officer to fill the place of Register of Deeds whenever a vacancy occurs by death or he becomes otherwise disqualified to discharge the duties of his office. Referred to the Committee on Judiciary.

By Mr. Ardrey, S. B. 245, bill to amend section 2622 of *The Code* in relation to the University. Referred to the Committee on Education.

THE CALENDAR.

Bills and Resolutions on the Calendar were taken up and disposed of as follows:

S. B. 181, bill to establish a normal and industrial school for white girls, on its third reading.

The bill passed its third reading, ayes 39, noes 2, as follows:

Those voting the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bellamy, Bishop, Bowers, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Mitchell, Paine, Parker, Reid, Reynolds, Russell, Shankle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 39.

Those voting in the negative were:

Messrs. Bell and Davis of Haywood — 2.

The bill was ordered engrossed and sent the House of Representatives.

Mr. Aycock moved to take up the motion to reconsider the vote by which S. B. 36, bill to incorporate the town of Centreville in Forsyth County, was passed. The motion prevailed.

Question recurring upon the motion to reconsider, by consent, Mr. Aycock withdrew the motion, and the bill was ordered transmitted to the House of Representatives.

Mr. Aycock moved to withdraw from the Committee on Judiciary and place on the Calendar S. B. 147, bill to amend section 616 of *The Code*. The motion prevailed.

By consent he was permitted to withdraw the bill.

THE CALENDAR

was resumed.

S. B. 123, bill for the relief of Rockingham County, authorizing it to issue bonds, on its third reading.

The bill passed its third reading, ayes 39, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull Butler, Chesson, Courts, Culbreth Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Mitchell, Paine, Parker, Reid, Russell, Shankle, Stanford, Turner, Twitty, White, Wilcox and Williams — 39.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 146, bill to amend an act incorporating the Georgetown and Charlotte Railroad Company, on its third reading.

The bill passed its third reading, ayes 39, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLean, Mitchell, Payne, Parker, Reid, Reynolds, Russell, Shankle, Stanford, Turner, Twitty, White, Wilcox and Williams — 39.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 148, bill to levy a special tax in Polk County, on its third reading.

The bill passed its third reading, ayes 38, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Reid, Reynolds, Russell, Shankle, Stanford, Turner, Twitty, White, Wilcox and Williams — 38.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 152, bill to fund and consolidate the debt of the city of Wilmington, N. C., on its third reading.

The bill passed its third reading, ayes 37, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Reid, Reynolds, Russell, Shankle, Stanford, Turner, Twitty, White, Wilcox and Williams — 37.

S. B. 40, bill to amend so much of the Act of 1887, chapter 313, as relates to the county of Greene, on its second reading.

The substitute reported by the Committee on Propositions and Grievances was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 48, S. B. 139, bill for the relief of J. E. McLean, Sheriff of Jackson County, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

S. B. 156, bill to incorporate the Leaksville Aluminium Manufacturing Company, on its second reading.

The bill passed its second reading and was taken up on its third reading.

Mr. Turner moved to amend:

Strike out in section 1 the words "and shall have perpetual succession."

Adopted.

On motion of Mr. Turner, the bill was passed over informally.

S. B. 157, bill to incorporate the Hooper Fabric Company, on its second reading.

The bill passed its second reading.

S. B. 159, bill to incorporate the Smoky Gap and Blue Ridge Turnpike Company, on its second reading.

The bill passes its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 171, bill to consolidate and revise the charter of the town of Salem, on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second reading, ayes 37, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bellamy, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Turner, Twitty, White, Wilcox and Williams — 37.

S. B. 184, bill to enable the Board of Commissioners of the town of Washington to procure a railroad for said town, on its second reading.

The bill passed its second reading, ayes 41, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, White, Wilcox and Williams — 41.

On motion of Mr. Bell, H. B. 23, S. B. 208, bill concerning the working of convicts on public roads, was withdrawn from the Committee on Penal Institutions and placed on the Calendar.

On motion of Mr. Bell, the bill was taken up, passed its second and third readings and was ordered enrolled.

THE CALENDAR

was resumed.

H. B. 264, S. B. 229, bill to amend and consolidate the acts incorporating the town of Wadesboro, Anson County, North Carolina, on its second reading.

On motion of Mr. Turner, the bill was referred to the Committee on Internal Improvements.

S. B. 45, bill regarding chattel mortgages, on its second reading.

The bill passed its second and third readings and was ordered engrossed.

S. B. 88, bill to amend the charter of Tryon City, Polk County, N. C., on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second reading, ayes 39, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Mitchell, Paine, Parker, Reid, Russell, Shankle, Speight, Stanford, Twitty, White, Wilcox and Williams — 39.

H. B. 77, S. B. 140, bill to amend section 1590 of *The Code*, relating to renting of lands of wards, on its second reading.

The substitute reported by the Committee on Judiciary was adopted.

The bill passed its second and third readings, and the substitute was ordered engrossed and sent to the House of Representatives.

H. B. 74, S. B. 166, bill to amend section 32 of *The Code*, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

Mr. King moved to reconsider the vote by which the bill passed its third reading. The motion prevailed.

The question recurring upon the passage of the bill on its third reading,

On motion of Mr. King, the bill was recommitted to the Committee on Judiciary.

H. B. 84, S. B. 167, bill to amend chapter 202, Laws of 1889, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 98, S. B. 169, bill to amend chapter 68, Laws of 1887, on its second reading.

The bill passed its second reading and was put on its third reading.

Mr. Culbreth moved to amend:

Add, "That one-half of the fine imposed shall go to the informer and the other half to the school fund."

Lost.

On motion, the bill was passed over informally.

H. B. 117, S. B. 143, bill for the relief of the Clerk of the Superior Court for Wilson County, on its second reading.

Mr. Davis of Haywood moved to amend:

Insert "Henderson County."

The amendment was lost.

The bill failed to pass its second reading.

H. B. 58, S. B. 188, bill to compensate judges and canvassers of elections, on its second reading.

Mr. Stanley moved to amend:

Insert as a new section, "That this act shall only apply to the counties of Cabarrus and Stanly."

Adopted.

The bill passed its second and third readings; the Senate amendment was ordered engrossed and sent to the House of Representatives.

H. B. 81, S. B. 189, bill to authorize the Commissioners of Macon County to levy a special tax, on its second reading.

The bill passed its second reading, ayes 36, noes __, as follows:

Those voting the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Bell, Bishop, Bowers, Bull, Butler, Culbreth, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLean, Mitchell, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 36.

H. B. 92, S. B. 190, bill to amend chapter 175, Laws of 1889, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

Mr. Butler moved that when bills were so amended as to affect the title of the bill, the Engrossing Clerk be and is hereby instructed to alter said title to conform to the bill as amended.

The motion was lost.

By consent,

Mr. Speight, for the Committee on Engrossed Bills, reported the following bill as correctly engrossed, and it was ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 181, a bill to be entitled an act to establish a normal and industrial school for white girls.

THE CALENDAR.

was resumed.

H. B. 132, S. B. 192, bill to apply county taxes collected in the county of Person from the Lynchburg and Durham Railroad to certain townships, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 192, S. B. 196, bill to charter the Peoples Bank of Asheville, N. C., on its second reading.

The bill passed its second and third readings and was ordered enrolled.

By consent,

Mr. Aycock, for the Committee on Printing, reported

S. B. 220, bill to provide for the election of a State Printer, to define his duties and fix his salary, submitting a report thereon, and recommending the bill do not pass.

The report of the committee accompanying the bill was unanimously adopted.

COMMITTEES.

The President announced as Senate branch of joint select committee to fix and establish the several Congressional districts of this State, Mr. Lucas, chairman; Messrs. Bellamy, King, Davis of Haywood and Stanford.

Senate branch joint select committee to fix and establish the several Senatorial districts of this State and apportion Senators, Mr. Culbreth, chairman; Messrs. Atwater, Bell, Parker and Reynolds.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House Bills, which were read the first time and disposed of as follows:

H. B. 55, S. B. 246, bill to prohibit emigrant agents from plying their vocation in the State without first obtaining license therefor, and for other purposes. Referred to the Committee on Judiciary.

H. B. 228, S. B. 247, bill to authorize the Commissioners of Graham County to levy a special tax. Referred to the Committee on Finance.

H. B. 220, S. B. 248, bill to amend an act entitled an act to amend the charter of the city of Asheville, ratified the 8th day of March, 1883, and all other acts amendatory of said charter and said act. Referred to the Committee on Corporations.

On motion of Mr. Twitty, the Senate adjourned until to-morrow morning at 11 o'clock.

SIXTEENTH DAY.

SENATE CHAMBER, January 24, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Cordon, of the city.

The Journal of yesterday was approved.

Leave of absence was granted Mr. Bellamy until Friday next, Mr. Rose until Tuesday next, Mr. Mitchell indefinitely.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Wilcox, petition of citizens of Trinity College against amending the charter of the same. Referred to the Committee on Corporations.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Parker, H. B. 163, S. B. 211, bill to amend chapter 283, Laws of 1889, so as to allow trapping in Swannanoa River, recommending it do pass.

By Mr. Reynolds, S. B. 228, bill to create a new county to be called Badger, recommending it do not pass.

By Mr. Allen of Bladen, S. B. 224, bill to change the name of Chowan Academy to Watters' Normal Institute, recommending it do pass.

By Mr. Twitty, S. B. 199, bill to amend chapter 193, Laws of 1889, in relation to working the public roads in Clay and Graham counties, recommending it do pass.

By Mr. White, S. B. 202, bill to repeal chapter 27, Laws of 1889, recommending it do pass.

From the Committee on Education:

By Mr. Freeman, S. B. 12, bill relating to the University and the Agricultural and Mechanical College, recommending it do pass.

From the Committee on Internal Improvements:

By Mr. King, H. B. 264, S. B. 229, bill to amend and consolidate the acts incorporating Wadesboro, N. C., reporting amendments, and, as amended, recommending it do pass.

From the Committee on Banks and Currency:

By Mr. Parker, S. B. 205, bill to incorporate the Citizens Bank, to be located at Winston, N. C., recommending it do pass.

From the Committee on Corporations:

By Mr. Turner, H. B. 221, S. B. 215, bill to amend section 2, chapter 63, Private Laws of 1889, relative to the charter of Ramoth, Buncombe County, recommending it do pass.

By Mr. Aycock, S. B. 204, bill to amend the charter of the town of Hendersonville, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Stanford, S. B. 226, bill to incorporate the town of Waughtown, recommending it do pass.

By Mr. Chesson, S. B. 227, bill to amend the charter of the town of Highlands in Macon County, recommending it do not pass.

From the Committee on Finance:

By Mr. McLean, S. B. 116, bill to enable the Young Men's Christian Association of Wilmington, N. C., to issue bonds and for other purposes, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Greene of Harnett, S. B. 231, bill to make an appropriation for the colored orphan asylum at Oxford, N. C., reporting an amendment, and, as amended, recommending it do pass.

Mr. White, for the Committee on Engrossed Bills, reported that the following bills and resolutions were correctly

engrossed and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 40, a bill to be entitled an act to amend chapter 313, Laws of 1887, in relation to the sale of liquor in Greene County;

S. B. 45, a bill to be entitled an act regarding chattel mortgages;

S. B. 123, a bill to be entitled an act for the relief of Rockingham County;

Senate substitute for H. B. 77, S. B. 140, a bill to be entitled an act to amend *The Code*, in regard to the sale and renting of property by guardians;

S. B. 148, a bill to be entitled an act to levy a special tax in Polk County;

S. B. 152, a bill to be entitled an act to fund and consolidate the debt of the city of Wilmington;

S. B. 159, a bill to be entitled an act to incorporate the Smoky Gap and Blue Ridge Turnpike Company;

Senate amendment to H. B. 58, S. B. 188, a bill to be entitled an act to compensate judges and canvassers of elections.

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 50, H. B. 180, an act to amend the election law so as to define when registration shall cease;

S. B. 21, H. B. 173, an act to authorize the Commissioners of Currituck County to levy a special tax;

S. B. 54, H. B. 211, an act to incorporate the Carraleigh Mills Company;

S. B. 51, H. B. 181, an act to amend 240 of the Laws of 1885;

S. B. 53, H. B. 151, an act to incorporate the Carraleigh Phosphate and Fertilizer Works;

S. B. 68, H. B. 236, an act to amend chapter 503, Laws of 1889, in regard to roads;

S. B. 195, H. B. 164, an act to establish a public ferry across the Pee Dee river near Williams' Mills, between the counties of Stanly and Montgomery;

S. B. 93, H. B. 239, an act to amend an act entitled an act to incorporate the Carolina Insurance Company of Wilmington, N. C.;

S. B. 194, H. B. 143, an act for the relief of E. G. McDaniel;

S. B. 168, H. B. 102, an act to authorize the Commissioners of Jackson County to levy a special tax to meet general indebtedness;

S. B. 193, H. B. 142, an act for the relief of creditors of Elizabeth Gooding;

S. B. 9, H. B. 320, an act to amend the chapters of *The Code*, entitled "Asylums" and "Idiots, Lunatics and Inebriates";

S. B. 87, H. B. 208, an act to authorize the consolidation of the Winston-Salem Street Railway Company with the Winston Electric Light and Motive-power Company.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Avery, S. R. 249, resolution to refund amount paid by Smoky Mountain Gap and Blue Ridge Turnpike Company for charter. Placed on the Calendar.

By Mr. Williams, S. B. 250, bill to make the 19th day of January (the birthday of Gen. Robert E. Lee) a legal holiday. Placed on the Calendar.

By Mr. Walser, S. B. 251, bill to amend chapter 64, Laws of 1883, entitled "An act to incorporate the Southern Mining, Smelting and Manufacturing Company." Referred to the Committee on Corporations.

By Mr. Bellamy, S. B. 252, bill to authorize the Wilmington Light Infantry to hold or purchase a lot for an armory

and to organize a reserve corps. Referred to the Committee on Military Affairs.

S. B 253, bill to establish free ferries across the Cape Fear river and Brunswick river at Wilmington, N. C. Referred to the Committee on Propositions and Grievances.

By Mr. Ardrey, S. B. 254, bill to incorporate the Soldiers' Home. Referred to the Committee on Military Affairs.

Mr. Turner moved to reconsider the vote by which

S. B. 146, bill to amend an act incorporating the Geoegetown and Charlotte Railroad Company, passed its third reading on yesterday.

The motion prevailed.

Question recurred upon the passage of the bill on its third reading.

Mr. Turner moved to amend:

"Strike out section 15 of the bill, change numbers of sections to correspond."

Adopted.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 88, bill to amend the charter of Tryon City, Polk County, on its third reading.

The bill passed its third reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Haywood, Freeman, Galloway, Greene of Harnett, Greene of Wake, Hobson, King, Lucas,

McLean, Paine, Parker, Reid, Russell, Shankle, Speight, Stanford, Turner, Twitty, White, Wilcox and Williams — 35.

The bill was ordered engrossed and sent to the House of Representatives.

S. B 156, bill to incorporate the Leaksville Aluminium Manufacturing Company, on its third reading.

On motion of Mr. Bellamy, the bill was recommitted to the Committee on Corporations.

S. B. 157, bill to incorporate the Hooper Fabric Company, on its third reading.

On motion of Mr Twitty, the bill was recommitted to the Committee on Corporations.

H. B. 98, S. B. 169, bill to amend chapter 68, Laws of 1887, on its third reading.

Mr. Grigsby moved to amend:

Strike out the words "not exceeding fifty dollars nor less than thirty" and insert in lieu thereof the word "fifty."

Lost.

The bill passed its third reading and was ordered enrolled.

S. B. 171, bill to consolidate and revise the charter of the town of Salem, on its third reading.

The bill passed its third reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Chesson, Culbreth, Davis of Haywood, Freeman, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, Paine, Parker, Reid, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, White and Wilcox — 34.

The bill was ordered sent to the House of Representatives without engrossment.

S. B. 184, bill to enable the Board of Commissioners of the town of Washington to procure a railroad for said town, on its third reading.

The bill passed its third reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Chesson, Culbreth, Davis of Haywood, Galloway, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLean, Paine, Parker, Reid, Russell, Shankle, Speight, Stanford, Twitty, Walser, White, Wilcox and Williams — 33.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 81, S. B. 189, bill to authorize the Commissioners of Macon County to levy a special tax, on its third reading.

The bill passed its third reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Chesson, Culbreth, Davis of Haywood, Freeman, Galloway, Greene of Harnett, Grigsby, Hobson, King, Lucas, Paine, Parker, Reid, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 33.

The bill was ordered enrolled.

H. B. 144, S. B. 130, bill to amend chapter 124, Laws of 1887, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 109, S. B. 142, bill to repeal chapter 485, Laws of 1889, on its second reading.

Mr. Alston moved to amend:

That section 1 be amended by adding after the word "repealed," in the last line of said section, the following:

"*Provided*, that a petition, signed by a majority of the voters of said township be filed before the County Commis-

sioners of Warren County on the first Monday in June, 1891; otherwise said chapter to remain in full force from and after the 1st day of January, 1892."

Pending consideration, by consent the bill was passed over informally.

H. B. 189, S. B. 214, bill to amend chapter 34, Vol. II of *The Code*, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

S. B. 151, bill to repeal chapter 132, Laws of 1885, in relation to the manner of entering public lands, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 264, S. B. 229, bill to amend and consolidate the acts incorporating Wadesboro, N. C., on its second reading.

The amendments reported by the Committee on Internal Improvements were adopted.

The bill passed its second reading, ayes 37, noes -- , as follows.

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Chesson, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Paine, Parker, Reid, Russell, Shankle, Speight, Stanford, Turner, Twitty, White, Wilcox and Williams — 37.

S. B. 155, bill to amend *The Code*, on its second reading.

On motion of Mr. Aycock, the bill was laid on the table.

S. B. 163, bill curing certain irregularities in the revision of jury lists, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 174, bill to amend chapter 361, Laws of 1889, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 179, bill to amend section 2111 of *The Code*, relative to dower, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

On motion of Mr. Turner, the rules were suspended and S. B. 250, bill to make the 19th day of January of each year (the birthday of Gen. Robert E. Lee) a legal holiday, was taken up on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

THE CALENDAR.

was resumed.

H. B. 163, S. B. 211, bill to amend chapter 283, Laws of 1889, so as to allow trapping in Swannanoa river, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 221, S. B. 215, bill to amend section 2, chapter 63, Private Laws of 1889, relative to charter of Ramoth, Buncombe County, on its second reading.

The bill passed its second reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Paine, Parker, Reid, Reynolds, Russell, Shankle, Stanford, Turner, Twitty, White and Wilcox — 36.

S. B. 176, bill to amend chapter 33 of *The Code*, in relation to publication of notices of executors, administrators, etc., on its second reading.

On motion of Mr. Twitty, it was laid on the table.

S. B. 182, bill to amend section 218 of *The Code*, on its second reading.

The bill passed its second reading.

S. B. 200, bill to enlarge the jurisdiction of Justices of the Peace, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 201, bill to amend section 17, chapter 218, Laws of 1889, on its second reading.

On motion of Mr. Bell, the bill was laid on the table.

S. B. 116, bill to enable the Young Men's Christian Association of Wilmington, N. C., to issue bonds and for other purposes, on its second reading.

The amendment reported by the Committee on Finance was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 199, bill to amend chapter 193, Laws of 1889, in relation to working the public roads in Clay and Graham counties, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 202, bill to repeal chapter 27, Laws of 1889, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 205, bill to incorporate the Citizens Bank to be located at Winston, N. C., on its second reading.

The amendment reported by the Committee on Banks and Currency was adopted.

The bill passed its second reading and was put upon its third reading.

Mr. Turner moved to amend:

Strike out in section 11 the words "not exceeding eight per centum per annum," and insert in lieu thereof "not exceeding the legal rate of interest."

Adopted.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 224, bill to change the name of Chowan Academy to Watters' Normal Institute, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 226, bill to incorporate the town of Waughtown in Forsyth County, on its second reading.

The bill passed its second reading, ayes 32, noes -- , as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Avery, Aycock, Bell, Bishop, Bowers, Bull, Butler, Chesson, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Harnett, Grigsby, Hobson, King, Lucas, Paine, Parker, Reynolds, Russell, Shankle, Speight, Stanford, Twitty, White, Wilcox and Williams — 32.

S. B. 228, bill to create a new county to be called Badger, on its second reading.

By consent, Mr. Freeman was permitted to withdraw the bill.

S. B. 227, bill to amend the charter of the town of Highlands in Macon County, N. C., on its second reading.

On motion of Mr. Aycock, the bill was laid on the table.

S. B. 231, bill to make appropriation for the colored Orphan Asylum of Oxford, N. C., on its second reading.

On motion of Mr. Turner, the bill was postponed until Wednesday, 28th inst., and made the special order for 12 o'clock noon of that day.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House Bills, which are read the first time and disposed of as follows:

H. B. 114, S. B. 255, bill to prevent enticing minors from the State. Referred to the Committee on Judiciary.

H. B. 120, S. B. 256, bill to require owners of real estate to clear out water-courses in Cleveland County. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 231, S. B. 257, bill for the protection of bridges in the counties of Cleveland, Duplin and Lenoir. Referred to the Committee on Propositions and Grievances.

H. B. 219, S. B. 258, bill to incorporate the Trustee of Mount Amœna Female Seminary. Referred to the Committee on Propositions and Grievances.

House amendment to S. B. 48, H. B. 179, bill to amend chapter 318, Laws of 1889, entitled an act to compel butchers to keep registration. Placed on the Calendar.

On motion of Mr. Davis of Franklin, the rules were suspended, and House amendment to S. B. 48, H. B. 179, bill to amend chapter 318, Laws of 1889, entitled an act to compel butcders to keep registration was taken up.

On motion of Mr. Davis of Franklin, the amendment was concurred in and the bill was ordered enrolled.

On motion of Mr. Culbreth, the Senate adjourned until Monday morning at 11 o'clock.

SEVENTEENTH DAY.

SENATE CHAMBER, January 26, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Carter, of the city.

The Journal of Saturday was read and approved.

Messrs. Bishop, Gilman and Sprinkle were announced absent on account of sickness.

Leave of absence was granted Mr. Walser for to-day, Mr. White for the remainder of this week and Mr. Skinner indefinitely.

PETITION.

The following petition was presented and disposed of as follows:

By Mr. Allen of Bladen, petition from citizens of Bladen County, for the incorporation of White Plains Presbyterian Church in said county. Referred to the Committee on Propositions and Grievances.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Judiciary:

By Mr. Paine, S. B. 238, bill to repeal chapter 31, Laws of 1889, reporting an amendment, and as amended recommending it do pass;

S. B. 222, bill to amend section 2831 of *The Code*, recommending it do pass;

S. B. 216, bill to amend section 1, chapter 71, Laws of 1887, recommending it do pass.

By Mr. Turner, S. B. 219, bill for the relief of the Clerk of the Superior Court of Burke County, recommending it do not pass;

H. B. 61, S. B. 209, bill to suppress gambling, recommending it do pass;

H. B. 141, S. B. 210, bill to amend chapter 110, Private Laws of 1889, recommending it do pass;

H. B. 168, S. B. 212, bill to correct land grant number 1553 in Swain County, recommending it do pass.

By Mr. Avery, H. B. 74, S. B. 166, bill to amend section 32 of *The Code*, recommending it do not pass.

By Mr. Reynolds, S. B. 239, bill to amend section 2834 of *The Code*, recommending it do pass;

S. B. 234, bill for the relief of J. A. Cameron, Clerk Superior Court of Harnett County, recommending it do not pass.

Mr. Avery, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 116, bill to be entitled an act to enable the Young Men's Christian Association of Wilmington, N. C., to issue bonds and for other purposes;

S. B. 146, a bill to be entitled an act to amend an act incorporating the Georgetown and Charlotte Railroad Company;

S. B. 151, a bill to be entitled an act to repeal chapter 132, Laws of 1885, in relation to manner of entering public lands;

S. B. 163, a bill to be entitled an act curing certain irregularities in the the revision of jury lists;

S. B. 174, a bill to be entitled an act to amend chapter 361, Laws of 1889, in relation to repairing public roads;

S. B. 179, a bill to be entitled an act to amend section 2111 of *The Code* relative to dowers;

S. B. 184, bill to be entitled an act to enable the Commissioners of the town of Washington to procure a railroad for said town;

S. B. 199, a bill to be entitled to amend chapter 193, Laws of 1889, in relation to working the public roads in Clay and Graham counties;

S. B. 200, a bill to be entitled an act to enlarge the jurisdiction of Justices of the Peace;

S. B. 202, a bill to be entitled an act to repeal chapter 27, Laws of 1889;

S. B. 205, a bill to be entitled an act to incorporate the Citizens Bank, to be located at Winston, N. C.;

S. B. 224, a bill be entitled an act to change the name of Chowan Academy to Watters' Normal Institute;

S. B. 250, a bill to be entitled an act to make the nineteenth day of January a legal holiday.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Durham, S. B. 259, bill to amend chapter 282, sections 1 and 5, Laws of 1887. Referred to the Committee on Judiciary.

S. B. 260, bill to incorporate the Commercial Bank of Shelby, N. C. Referred to the Committee on Banks and Currency.

By Mr. Greene of Wake, S. B. 261, bill to incorporate the Baptist Female University of North Carolina. Referred to the Committee on Corporations.

By Mr. Aycock, S. R. 262, resolution relative to the Force Bill in the Senate of the United States and appropriation for the Columbian Exposition at Chicago. Placed on the Calendar.

By Mr. Allen of Bladen, S. B. 263, bill to incorporate White Plains Presbyterian Church in Bladen County. Referred to the Committee on Propositions and Grievances.

By Mr. McLean, S. B. 264, bill to amend chapter 25, Private Laws of 1887. Referred to the Committee on Corporations.

By Mr. Twitty (by request), S. B. 265, bill in regard to sale of beef and articles of food in this State. Referred to the Committee on Judiciary.

By Mr. Paine, S. B. 266, bill to amend section 1608, chapter 35 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Bell, (by request), S. B. 267, bill to incorporate the Western North Carolina River Improvement Company. Referred to the Committee on Corporations.

By Mr. Lucas, S. B. 271, bill to pay certain parties employed as oyster patrol in the waters of North Carolina. Referred to the Committee on Finance.

JOINT RULES.

Mr. Turner, of committee to prepare and report Joint Rules for the government of the General Assembly, submitted a report, which was adopted and ordered transmitted to the House of Representatives for concurrence of that body.

1. Each House shall transmit to the other all papers on which any bill or resolution shall be forwarded.

2. When a bill or resolution which shall have passed in one House shall be rejected in the other, notice thereof shall be given to the House in which the same may have passed.

3. Messages from one House to the other shall be communicated by their clerks respectively, unless the House transmitting the message shall specially direct otherwise.

4. It shall be in the power of either House to amend any amendment made by the other to any bill or resolution.

5. In case of difference between the two Houses upon any subject of legislation, either House may request a conference and appoint a committee for the purpose, and the other shall also appoint a committee to confer. The committee shall meet at such time and place as shall be appointed by the chairman of the committee on the part of the House requesting such committee. The conferees shall state to each other verbally, or in writing, as either shall choose, the views of their respective Houses and confer freely thereon. The committee shall report in writing, and shall be authorized to report such modifications or amendments as they may think advisable. But no committee on conference shall consider or report on any matters, except those directly at issue between the two Houses. The papers shall be left with the

conferees of the House assenting to such conference, and they shall present the report of the committee to their House; when such House shall have acted thereon they shall transmit the same, and the papers relating thereto, to the other with a message certifying its action thereon.

6. It shall be in order for either House to recede from any subject-matter of difference existing between the two Houses at any time previous to the conference, whether the papers on which such difference arose are before the House receding formally or informally, and on such vote to recede, the same number shall be required to constitute a quorum to act thereon, and to assent to such receding, as was required on the original question out of which the difference arose.

7. All joint committees of the Houses, and all committees of conference, shall consist of three Senators and five members of the House of Representatives, unless otherwise specially ordered by concurrent resolution.

8. There shall be printed in joint order, unless otherwise specified, three hundred copies of all messages from the Governor, all reports of Standing or Select Committees, and all reports or communications made in pursuance of law.

9. When the same document shall, by separate orders, be directed to be printed by both Houses, it shall be regarded as but one joint order, unless otherwise expressly directed by either House.

10. The Clerk of each House shall receive from the Public Printer all matters ordered by their respective Houses, and shall keep a book and enter therein the time of reception by him of every such bill or document, and the number of copies received, and shall cause each and any of such bills or documents to be immediately placed upon the desk of the members.

11. The three hundred copies of messages from the Governor, reports of committees, and reports or communications made in pursuance of law, ordered to be printed by section eight, and also all other matter ordered to be printed, shall

be distributed as follows: To the Senate one hundred copies, to the House of Representatives two hundred copies.

12. There shall be joint standing committees, consisting of three members of the Senate and five members of the House of Representatives, on the following subjects:

(1.) On Public Buildings and Grounds.
(2.) On Library.
(3.) On Deaf, Dumb and Blind Asylums.
(4.) On Insane Asylums.
(5.) On Enrolled Bills.
(6.) On Penal Institutions.
(7.) On Printing.
(8.) On Banks and Currency.
(9.) On Insurance.
(10.) On Election of Justices of the Peace.

13. The Committee on Enrolled Bills shall not report any bill, resolution, or amendment to any bill or resolution, nor shall the presiding officer of either House sign the same, in which there shall be any interlineation or erasure whatever.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 182, bill to amend section 218 of *The Code*, on its third reading.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

H. B 221, S. B. 215, bill to amend section 2, chapter 63, Private Laws of 1889, relative to charter of Ramoth in Buncombe County, on its third reading.

The bill passed its third reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Avery, Aycock, Bell, Bowers, Bull, Culbreth, Davis of Frank-

lin, Davis of Haywood, Freeman, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLean, Paine, Parker, Reid, Reynolds, Russell, Shankle, Speight, Stanford, Turner, Twitty, White, Wilcox and Williams — 32.

The bill was ordered enrolled.

S. B. 226, bill to incorporate the town of Waughtown in Forsyth County, on its third reading.

The bill passed its third reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Avery, Aycock, Bell, Bowers, Bull, Butler, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLean, Paine, Parker, Reid, Reynolds, Russell, Shankle, Speight, Stanford, Turner, Twitty, White, Wilcox and Williams — 33.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 264, S. B. 229, bill to amend and consolidate the acts incorporating the town of Wadesboro, in Anson County, on its third reading.

The bill passed its third reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Aycock, Bell, Bull, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Greene of Harnett, Greene of Wake, Hobson, McLean, Paine, Parker, Reid, Reynolds, Russell, Shankle, Speight, Stanford, Turner, Twitty, White, Wilcox and Williams — 28.

The Senate amendments were ordered sent to the House of Representatives without engrossment.

H. B. 109, S. B. 142, bill to repeal chapter 485, Laws of 1889, on its second reading.

The pending amendment offered by Mr. Alston, was adopted.

The bill passed its second and third readings, the Senate amendment was ordered engrossed and sent to the House of Representatives.

S. B. 145, bill to amend the charter of the town of Jonesboro in Moore County, on its second reading.

Mr. Wilcox moved to amend:

Strike out "one and one-half miles" in section 2 and insert in lieu thereof "one mile."

Adopted.

The bill passed its second reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Avery, Aycock, Bell, Bull, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Greene of Harnett, Greene of Wake, Hobson, Lucas, McLean, Paine, Parker, Reynolds, Russell, Shankle, Speight, Stanford, Turner, Twitty, White, Wilcox and Williams — 30.

H. B. 74, S. B. 166, bill to amend section 32 of *The Code*, on its second reading.

On motion of Mr. Culbreth, the bill was laid on the table.

H. B. 61, S. B. 209, bill to suppress gambling, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 141, S. B. 210, bill to amend chapter 110, Private Laws of 1889, on its second reading.

The bill passed its second reading, ayes 27, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Avery, Aycock, Bowers, Bull, Chesson, Culbreth, Durham, Freeman, Galloway, Greene of Harnett, Greene of Wake, Lucas, McLean,

Paine, Parker, Reid, Reynolds, Russell, Shankle, Speight, Standford, Twitty, White, Wilcox and Williams — 27.

H. B. 168, S. B. 212, bill to correct land grant No. 1553, in Swain County, on its second reading.

The bill passed its second and third readings, and was ordered enrolled.

S. B. 216, bill to amend section 11, chapter 71, Laws of 1887, on its second reading.

The bill passed its second reading.

S. B. 219, bill for the relief of the Clerk of the Superior Court of Burke County, on its second reading.

On motion of Mr. Twitty, the bill was laid on the table.

S. B. 222, bill to amend section 2831 of *The Code*, on its second reading.

The bill passed its second reading and was put upon its third reading.

Mr. Turner moved to amend:

Strike out all of section 1 after the word "line" in the third line.

Pending consideration,

On motion of Mr. Russell, the bill was recommitted to the Committee on Judiciary.

S. B. 234, bill for the relief of J. A. Cameron, Clerk of the Superior Court of Harnett County, on its second reading.

The bill failed to pass its second reading.

S. B. 239, bill to amend section 2834 of *The Code*, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. R. 262, resolution relative to the Force Bill pending in the Senate of the United States, and appropriation to the Columbian Exposition at Chicago, on its second reading.

On the adoption of the resolution, Mr. Greene of Harnett, demanded the ayes and noes, which were ordered, and the resolutions were adopted, ayes 29, noes 4, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Avery, Aycock, Bowers, Butler, Chesson, Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLean, Paine, Parker, Reid, Russell, Shankle, Speight, Turner, Twitty, White, Wilcox and Williams — 29.

Those voting in the negative were:

Messrs. Alston, Bull, Reynolds and Stanford — 4.

The resolution was ordered sent to the House of Representatives without engrossment.

S. B. 220, bill to provide for the election of a State Printer, to define his duties and fix his salary, on its second reading.

Mr. Avery moved to amend:

Insert: "*Provided*, that this act shall not apply to the present session of the General Assembly."

Lost.

The bill failed to pass its second reading.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bills and House amendments to Senate bills, which were read and disposed of as follows:

H. B. 145, S. B. 268, bill to amend chapter 173, Laws of 1889. Referred to the Committee on Judiciary.

H. R. 351, S. R. 269, resolution of instruction to our Senators against the Force Bill. Placed on the Calendar.

House amendment to S. B. 62, H. B. 213, bill to amend chapter 85, Private Laws of 1889. Placed on the Calendar.

House amendment to S. B. 92, H. B. 214, bill to incorporate the S. W. Skinner Company. Placed on the Calendar.

Also a message transmitting without engrossment

H. B. 385, S. B. 270, bill to abolish the March term of the Superior Court of Wayne County. Placed on the Calendar.

THE CALENDAR

was resumed.

House amendment to S. B. 62, H. B. 213, bill to amend chapter 85, Private Laws of 1889, was,

On motion of Mr. Avery, concurred in, and the bill was ordered enrolled.

H. B. 385, S. B. 270, bill to abolish the March Term of the Superior Court of Wayne County, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

On motion of Mr. Lucas, the Senate adjourned until to-morrow morning at 11 o'clock.

EIGHTEENTH DAY.

SENATE CHAMBER, January 27, 1891.

The Senate met pursuant to adjournment, Lieutenant-Governor Holt in the chair.

Prayer by Rev. Dr. Branson, of the city.

The Journal of yesterday was read and approved.

Messrs. Ardrey, Bell, Davis of Haywood, and King asked and obtained consent to be entered upon the Journal in the affirmative on

S. R. 262, resolution relative to the Force Bill pending in the Senate of the United States and an appropriation for the Columbian Exposition at Chicago.

Mr. Walser asked and obtained consent to be entered upon the Journal as opposed to said resolution.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Allen of Bladen, petition from citizens of Bladen County, for the incorporation of Bladenboro Presbyterian Church in said county. Referred to the Committee on Propositions and Grievances.

By Mr. Twitty, petition from the citizens of Rutherford County, asking that the question of incorporating Bills' Creek Baptist Church in regard to sale of whiskey within certain limits be submitted to a vote of the people within that area. Referred to the Committee on Propositions and Grievances.

By Mr. Aycock, petition of citizens of Stony Creek Township, Wayne County, against the stock law. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Walser, petition favoring the incorporation of Beulah German Church in Davidson County. Referred to the Committee on Propositions and Grievances.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Galloway, S B. 242, bill to prohibit the manufacture and sale of spirituous liquors within two miles of Davis' Chapel in Haywood County, recommending it do pass.

By Mr. Parker, S. B. 235, bill to amend chapter 543, Laws of 1889, recommending it do pass.

By Mr. Reynolds, H. B. 231, S. B. 251, bill for the protection of bridges in the counties of Cleveland, Duplin and Lenoir, recommending it do pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Williams, S. B. 221, bill to appoint a cotton weigher for Old Sparta, Edgecombe County, recommending it do pass;

H. B. 120, S. B. 256, bill to require owners of real estate to clear out water-courses in Cleveland County, reporting an amendment, and, as amended, recommending it do pass;

S. B. 223, bill to amend chapter 199, Laws of 1887, in regard to the sale of seed cotton, recommending it do not pass

By Mr. McLean, H. B. 36, S. B. 138, bill to amend chapter 444, Laws of 1889, in relation to obtaining advances by false representation, reporting an amendment, and, as amended, recommending it do pass.

From the Committee on Corporations:

By Mr. Wilcox, S. B. 230, bill to incorporate the Contentnea Club at Wilson, N. C., reporting an amendment, and, as amended, recommending it do pass.

By Mr. Ardrey, S. B. 160, bill to incorporate the town of Linville, and for other purposes, recommending it do pass.

By Mr. Aycock, S. B. 267, bill to incorporate the Western North Carolina River Improvement Company, recommending it do not pass.

By Mr. Allen of Bladen, H. B. 220, S. B. 248, bill to amend the charter of the city of Asheville, ratified the 8th day of March, 1883, and all acts amendatory of said charter, reporting amendments thereto, and, as amended, recommending it do pass.

From the Committee on Finance:

By Mr. Paine, H. B. 228, S. B. 247, bill to authorize the Commissioners of Graham County to levy a special tax, recommending it do pass.

By Mr. Davis of Haywood, S. B. 243, bill to authorize the Commissioners of Lincolnton, N. C., to issue bonds for the purpose of providing a system of water-works and other improvements in said town, recommending it do pass.

Mr. Avery, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 88, a bill to be entitled an act to amend the charter of Tryon City, Polk County;

Senate amendment to H. B. 109, S. B. 142, a bill to be entitled an act to repeal chapter 485, Laws of 1889;

S. B. 182, a bill to be entitled an act to amend section 218 of *The Code;*

S. B. 226, a bill to be entitled an act to incorporate the town of Waughtown in Forsyth County;

S. B. 239, a bill to be entitled an act to amend section 2834 of *The Code.*

Mr. McLean, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 196, H. B. 192, an act to incorporate "The Peoples Bank of Asheville;"

H. B. 48, S. B. 139, an act for the relief of J. E. McLain, Sheriff of Jackson County;

H. B. 86, S. B. 141, an act to allow cider and wine to be sold in the counties of Tyrrell and Washington;

H. B. 9, S. B. 186, an act to amend chapter 255 of Private Laws of 1889, in regard to Roxboro Land and Loan Company, and give it banking privileges;

H. B. 479, S. B 48, an act to amend chapter 318 of the Laws of 1889, entitled an act to compel butchers to keep registration;

H. B. 23, S. B. 208, an act to amend chapter 355, Laws of 1887, in regard to working convicts on public roads;

S. B. 121, H. B. 272, an act to continue in force an act to incorporate the Silver Valley Mining Company, in the county of Davidson;

H. B. 92, S. B. 190, an act to amend chapter 175, Laws of 1889;

H. B. 84, S. B. 167, an act to amend chapter 202, Laws of 1889;

H. B. 132, S. B. 192, an act to apply the county taxes collected in the county of Person from the Lynchburg and

Durham Railroad Company equally among the four townships that have subscribed to the capital stock of said company;

H. B. 176, S. B. 25, an act to repeal chapter 53 of the Private Laws of 1885;

H. B. 81, S. B. 189, an act to authorize the Commissioners of Macon County to levy a special tax;

H. B. 144, S. B. 130, an act to amend chapter 124, Laws of 1887;

H. B. 187, S. B. 104, an act to amend chapter 124, Acts of 1887, by substituting the words "Kinsey's Seminary" for "Davis' School";

H. B. 189, S. B. 214, an act to amend chapter 34, Vol. II of *The Code;*

S. R. 149, H. R. 256, resolution instructing Secretary of State to furnish copies of certain laws to Judges and Solicitors.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time and disposed of as follows:

By Mr. Galloway, S. B. 272, bill to amend chapter 221, Laws of 1889, relating to vicious contracts. Referred to the Committee on Judiciary.

By Mr. Durham, S. B. 273, bill to incorporate the Shelby Improvement Company. Referred to the Committee on Corporations.

By Mr. Speight, S. B. 274, bill to amend the charter of the Tarboro Land and Trust Company. Referred to the Committee on Corporations.

By Mr. Reynolds, S. B. 275, bill to authorize the members of the Pioneer Detective Agency to serve criminal process. Referred to the Committee on Judiciary.

By Mr. Walser, S. B. 276, bill to incorporate Beulah German Reform Church in Davidson County. Referred to the Committee on Propositions and Grievances.

S. B. 277, bill to amend the charter of the town of Lexington, N. C. Referred, with petition, to the Committee on Corporations.

By Mr. Alston, S. B. 278, bill to amend chapter 254, Laws of 1889, relative to the public school for the town of Littleton. Referred to the Committee on Education.

By Mr. Paine (by request), S. B. 279, bill to prevent the substitution of drugs in filling prescriptions. Referred to the Committee on Judiciary.

By Mr. Allen of Bladen, S. B. 280, bill to incorporate Bladenboro Presbyterian Church in Bladen County. Referred to the Committee on Propositions and Grievances.

By Mr. Ardrey, S. B. 281, bill to incorporate the Charlotte Literary and Library Association. Referred to the Committee on Corporations.

By Mr. King, S. B. 282, bill to prevent discrimination in pensioning wounded Confederate soldiers. Referred to the Committee on Pensions.

S. B. 283, bill to enable the Commissioners of the town of High Point to issue bonds to raise money to carry on a graded school and for other purposes. Referred to the Committee on Education.

By Mr. Aycock, S. B. 284, bill to amend *The Code*, and to require Clerks of the Superior Courts to make annual reports.

On motion of Mr. Turner, the rules were suspended and H. R. 351, S. R. 269, resolution of instruction to our Senators against the Force Bill was taken up on its second reading.

Mr. Turner moved to amend:

Strike out the first eleven lines of section 1 and insert in lieu thereof, the following: "That we applaud the patriotic efforts of our United States Senators and Representatives in Congress to secure the defeat of the bill now pending in the Congress of the United States and known as the Federal Election Law or Force Bill."

Mr. Twitty demanded the previous question and was sustained.

The amendment was adopted.

On the adoption of the resolution Mr. Turner demanded the ayes and noes, which were ordered, and the resolution was adopted, ayes 32, noes 5, as follows:

Those voting the affirmative were:

Messrs. Allen of Bladen, Ardrey, Avery, Aycock, Bell, Bowers, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Mitchell, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Turner, Twitty, Wilcox and Williams — 32.

Those voting in the negative were:

Messrs. Alston, Bell, Reynolds, Stanford and Walser — 5.

The Senate amendment was ordered engrossed and sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting without engrossment

H. B. 194, S. B. 285, bill to amend chapter 98, Laws of 1887, in relation to a cotton weigher for the town of Concord, N. C., which was read the first time and referred to the Committee on Agriculture, Mechanics and Mining.

Also, a message transmitting engrossed House bills and resolutions and engrossed House amendment to a Senate bill, which were read the first time and disposed of as follows:

H. B. 80, S. B. 286, bill to repeal the Blue Ridge Railroad charter and the Rabun Gap Short Line. Referred to the Committee on Internal Improvements.

H. B. 271, S. B. 287, bill for the relief of D. A. McDonald, Clerk of the Superior Court of Moore County. Referred to the Committee on Judiciary.

H. B. 223, S. B. 288, bill to amend chapter 13, Laws of 1889, in relation to a cotton weigher for the town of Salisbury. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 261, S. B. 289, bill to repeal chapter 307, Laws of 1889, in reference to the sale of seed cotton in Bertie County. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 242, S. B. 290, bill to incorporate the town of Ayden in Pitt County. Referred to the Committee on Corporations.

H. B. 251, S. B. 291, bill to amend section 709 of *The Code*. Referred to the Committee on Judiciary.

H. B. 246, S. B. 292, bill to incorporate the Table Rock Academy in Burke County. Referred to the Committee on Corporations.

H. R. 240, S. R. 293, resolution to pay C. M. Busbee for professional services. Referred to the Committee on Finance.

H. B. 279, S. B. 294, bill for the relief of the Clerk of the Superior Court of Robeson County. Referred to the Committee on Judiciary.

H. B. 245, S. B. 295, bill to regulate fishing in Arannus Creek, Camden County. Referred to the Committee on Fish and Fisheries.

H. B. 166, S. B. 296, bill for the relief of the Superior Court Clerk of Pamlico County. Referred to the Committee on Judiciary.

H. B. 269, S. B. 297, bill for the relief of D. A. McDonald, Clerk of the Superior Court of Moore County. Referred to the Committee on Judiciary.

H. B. 229, S B. 298, bill to repeal chapter 234, Laws of 1889. Referred to the Committee on Judiciary.

H. B. 266, S. B. 299, bill to create a new township in Watauga County. Referred to the Committee on Propositions and Grievances.

H. B. 276, S. B. 300, bill to change the time of holding the courts in certain counties in the Fifth Judicial District. Referred to the Committee on Judiciary.

H. B. 252, S. B. 301, bill to amend chapter 280, Laws of 1889, so as to include Harnett County. Referred to the Committee on Propositions and Grievances.

H. B. 248, S. B. 302, bill to amend chapter 150, Laws of 1883. Referred to the Committee on Judiciary.

H. B. 267, S. B. 303, bill to amend section 2566 of the School Law of 1889. Referred to the Committee on Education.

H. B. 281, S. B. 304, bill to amend chapter 253, Laws of 1889. Referred to the Committee on Judiciary.

H. B. 259, S. B. 305, bill to authorize a uniform system of cancellation of county scrip after its payment. Referred to the Committee on Judiciary.

H. B. 260, S. B. 306, bill to incorporate the Franklinton Christian College. Referred to the Committee on Education.

House amendment to S. B. 38, H. B. 178, bill to create the office of timber inspector for the counties of Craven, Jones, Carteret and Onslow. Placed on the Calendar.

On motion of Mr. Reynolds, the Senate adjourned until to-morrow morning at 11 o'clock.

NINETEENTH DAY.

SENATE CHAMBER, January 28, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

The Journal of yesterday was approved.

Mr. Allen of Granville, asked and obtained consent to be entered upon the Journal in the affirmative on the Senate amendment to and on the adoption of H. R. 351, S. R 269,

resolution of instruction to our Senators against the Force Bill.

Leave of absence indefinitely was granted Messrs. Bishop and Greene of Harnett on account of sickness.

PETITIONS.

Petitions were presented, read and disposed of as follows:

By Mr. Allen of Bladen, petition from Pine Log Alliance, No. 910, for the incorporation of said Alliance. Referred to the Committee on Propositions and Grievances.

Petition against the stock law in Bladen County. Referred to the Committee on Propositions and Grievances.

By Mr. Mitchell, petition for the incorporation of Grier's Presbyterian Church in Hightower Township in Caswell County. Referred to the Committee on Propositions and Grievances.

By Mr. King, petition from citizens of High Point asking the passage of the bill to amend the charter of said town. Referred to the Committee on Corporations.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Judiciary:

By Mr. Reid, S. B. 217, bill to amend the charter of the city of New Bern, recommending it do pass.

By Mr. Avery, H. B. 55, S. B. 246, bill to prohibit emigrant agents from plying their vocation in the State without first obtaining license and for other purposes, recommending it do pass;

S. B. 222, bill to amend section 2831 of *The Code*, reporting an amendment thereto, and, as amended, recommending it do pass.

By Mr. Paine, S. B. 259, bill to amend chapter 282, sections 1 and 5, Laws of 1887, recommending it do pass.

By Mr. Aycock, S. B. 233, bill providing for the disfranchisement of persons selling or buying votes at elections, recommending it do not pass;

S. B. 265, bill in regard to the sale of beef and articles of food in this State, a majority of the committee recommending it do not pass.

Messrs. Paine and Reid, of the committee, filed a minority report, recommending the bill do pass.

By Mr. Parker, S. B. 266, bill to amend section 1608, chapter 35 of *The Code*, recommending it do not pass.

By Mr. Reynolds, S. B. 81, bill to amend section 2327, chapter 9 of *The Code*, recommending it do not pass.

By Mr. Turner, H. B. 145, S. B. 269, bill to amend chapter 173, Laws of 1889, recommending it do pass;

H. B. 114, S. B. 255, bill to prevent enticing minors from the State, recommending it do pass.

From the Committee on Banks and Currency:

By Mr. Allen of Granville, S. B. 260, bill to incorporate the Commercial Bank of Shelby, N. C., reporting amendments, and, as amended, recommending it do pass.

Mr. Speight, for the Committee on Engrossed Bills, reported the following bills and and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

Senate amendments to H. R. 351, S. R. 269, resolution of instruction to our Senators in Congress, urging them to use their best endeavors to secure the defeat of the "Force Bill."

Mr. McLean, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 135, H. B. 298, an act to protect the operatives of the Henrietta Cotton Mills in Rutherford County;

S. B. 158, H. B. 299, an act to amend section 709 of *The Code;*

S. B. 62, H. B. 213, an act to amend chapter 85 of the Private Laws of 1889;

S. B. 209, H. B. 61, an act to suppress gambling;

S. B. 211, H. B. 163, an act to amend chapter 283 of the Laws of 1889, so as to allow trapping in Swannanoa river, Buncombe County;

S. B. 270, H. B. 385, an act to abolish the March Term of the Superior Court of Wayne County;

S. B. 212, H. B. 168, an act to correct the calls of land grant No. 1553 in Swain County;

S. B. 169, H. B. 98, an act to amend chapter 68 of the Laws of 1887;

S. B. 78, H. B. 323, an act for the relief of Robert Smith, Sheriff of Dare County;

S. B. 52, H. B. 210, an act to incorporate the Wilkinson Female Institute of Tarboro, N. C.;

S. B. 133, H. B. 297, an act to amend the charter of the North Carolina Steel and Iron Company;

S. B. 215, H. B. 221, an act to amend section 2, chapter 63, Private Acts of the Laws of 1889.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Grigsby, S. R. 307, resolution of thanks to Mr. W. V. Clifton Placed on the Calendar.

By Mr. Chesson, S. B. 308, bill to amend section 1, chapter 344, Laws of 1889, in regard to fishing in Roanoke river. Referred to the Committee on Fish and Fisheries.

By Mr. Davis of Franklin, S. B. 309, bill to repeal chapter 531, Laws of 1889. Referred to the Committee on Propositions and Grievances.

By Mr. Allen of Bladen, S. B. 310, bill empowering the Board of Commissioners to build bridges, and for other pur-

poses. Referred to the Committee on Propositions and Grievances.

By Mr. Reid, S. B. 311, bill to amend chapter 232, section 1, Laws of 1879, relative to sale of spirituous liquors in the town of Marion, N. C. Referred to the Committee on Propositions and Grievances.

By Mr. Parker, S. B. 312, bill for the relief of F. M. Godfrey, Jr., Secretary of the Shell Fish Commission. Referred to the Committee on Finance.

By Mr. Durham, S. B. 313, bill to amend section 114 of *The Code* of North Carolina relative to Clerks of the Superior Courts. Referred to the Committee on Judiciary.

By Mr. Speight, S. B. 314, bill to amend section 403 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Aycock, S. B. 315, bill to protect the water supply of the city of Goldsboro. Referred to the Committee on Corporations.

S. B. 316, bill to incorporate the East Carolina Land and Improvement Company. Referred to the Committee on Corporations.

By Mr. Reynolds, S. B. 317, bill to exempt the Pan-Handle from taxation to certain railroads. Referred to the Committee on Finance.

By Mr. Butler (by request), S. B. 318, bill to incorporate Clinton Loan Association. Referred to the Committee on Corporations.

By Mr. Lucas, S. B. 319, bill to amend the Constitution of North Carolina relative to public schools. Referred to the Committee on Judiciary.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 145, bill to amend the charter of the town of Jonesboro, on its second reading.

By consent, Mr. Wilcox withdrew the bill.

H. B. 141, S. B. 210, bill to amend chapter 110, Private Laws of 1889, on its third reading.

The bill passed its third reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bowers, Bull, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Mitchell, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 36.

The bill was ordered enrolled.

S. B. 216, bill to amend section 1, chapter 71, Laws of 1887, on its third reading.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 12, bill relating to the University and the Agricultural and Mechanical College, on its second reading.

The amendment reported by the Committee on Education was adopted.

On motion of Mr. Twitty, the bill was recommitted to the Committee on Education.

H. B. 36, S. B. 138, bill to amend chapter 444, Laws of 1889, in relation to obtaining advances by false representation, on its second reading.

The amendments reported by the Committee on Agriculture, Mechanics and Mining were adopted.

The bill passed its second and third readings, the Senate amendments were ordered engrossed and sent to the House of Representatives.

H. B. 228, S. B. 247, bill to authorize the Commissioners of Graham County to levy a special tax, on its second reading.

The bill passed its second reading, ayes 37, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Avery, Aycock, Bell, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Mitchell, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, Wilcox and Williams — 37.

S. B. 67, bill to license the dealing in futures in North Carolina, on its second reading.

By consent, Mr. Galloway withdrew the bill.

H. B. 220, S. B. 248, bill to amend the charter of the city of Asheville, ratified the 8th of March, 1883, and all acts amendatory of said charter, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Avery, Aycock, Bell, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, Lucas, Mitchell, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty and Wilcox — 33.

H. B. 120, S. B. 256, bill to require owners of real estate to clear out water-courses in Cleveland County, on its second reading.

The amendment reported by the Committee on Agriculture, Mechanics and Mining was adopted.

The bill passed its second and third readings, the Senate amendment was ordered engrossed and sent to the House of Representatives.

SPECIAL ORDER.

The hour of 12 o'clock noon having arrived,

S. R. 231, resolution to make an appropriation for the Colored Orphan Asylum at Oxford, was taken up on its second reading, it being the special order for that hour.

The amendment reported by the Committee on Finance was read.

Pending consideration,

On motion of Mr. King, the bill was referred to the Committee on Education.

H. B. 231, S. B. 251, bill for the protection of bridges in the counties of Cleveland, Duplin and Lenoir, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

S. B. 160, bill to incorporate the town of Linville and for other purposes, on its second reading.

The bill passed its second reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bowers, Bull, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Hobson, Lucas, McLean, Mitchell, Paine, Reid, Reynolds, Rose, Russell, Shankle, Speight, Turner, Twitty, Wilcox and Williams — 31.

S. B. 197, bill to incorporate the Charlotte Chamber of Commerce, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 221, bill to appoint a cotton weigher for Old Sparta, Edgecombe County, on its second reading.

On motion of Mr. Williams, the bill was recommitted to the Committee on Agriculture, Mechanics and Mining.

S. B. 223, bill to amend chapter 199, Laws of 1887, in regard to the sale of seed cotton, on its second reading.

On motion of Mr. Lucas, the bill was laid on the table.

S. B. 235, bill to amend chapter 543, Laws of 1889, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 242, bill to prohibit the manufacture and sale of spirituous liquors within two miles of Davis' Chapel in Haywood County, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. R. 249, resolution to refund amount paid by Smoky Gap and Blue Ridge Turnpike Company for charter, on its second reading.

By consent, Mr. Avery withdrew the resolution.

S. B. 267, bill to incorporate the Western North Carolina River Improvement Company, on its second reading.

On motion of Mr. Bell, the bill was recommitted to the Committee on Corporations.

S. B. 243, bill to authorize the Commissioners of the town of Lincolnton, N. C., to issue bonds for the purpose of providing a system of water-works and other improvements in said town, on its second reading.

The bill passed its second reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bowers, Bull, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Mitchell, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Speight, Stanford, Twitty, Walser, Wilcox and Williams — 35.

S. B. 81, bill to amend section 2327, chapter 9 of *The Code*, on its third reading.

On motion of Mr Wilcox, the bill was recommitted to the Committee on Judiciary.

S. B. 222, bill to amend section 2831 of *The Code*, on its second reading.

The pending amendment, offered by Mr. Turner and reported favorably by the committee, was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 233, bill providing for the disfranchisement of persons selling or buying votes at elections, on its second reading.

On motion of Mr. Grigsby, the bill was recommitted to the Committee on Judiciary.

H. B. 55, S. B. 246, bill to prohibit emigrant agents plying their vocation in the State without first obtaining license and for other purposes, on its second reading.

Mr. Avery moved to amend:

Add after section 4 the following: "*Provided*, that this act shall not apply to the counties of Burke, Caldwell, McDowell, or any county west of the Blue Ridge in North Carolina."

Mr. Reynolds moved to amend:

Insert, "*Provided*, the provisions of this act shall not apply to the counties of Stokes, Forsyth, Yadkin and Surry."

Mr. Parker moved to amend:

Insert, "This act shall not apply to the counties of Currituck, Camden, Pasquotank, Perquimans, Chowan, Gates and Hertford."

Mr. Paine moved to amend:

Insert, "*Provided*, that this act shall not apply to any county west of the line established by law for the receiving

of patients by the North Carolina Insane Asylum and State Hospital."

On motion of Mr. Twitty, the bill was postponed until Tuesday, February 3, and made special order for 12 o'clock noon of that day.

H. B. 114, S. B. 255, bill to prevent enticing minors from the State, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

S. B. 259, bill to amend chapter 282, sections 1 and 5, Laws of 1887, on its second reading.

The bill passed its second reading, ayes 36, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bowers, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Mitchell, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Wilcox and Williams — 36.

H. B. 145, S. B. 268, bill to amend chapter 173, Laws of 1889, on its second reading.

Mr. Turner moved to amend:

Add the following section:

"Sec __. That section 3 of said act of 1889 be amended by striking out the proviso in said section."

Strike out section 3 of the bill.

The amendments were adopted.

The bill passed its second and third readings; the Senate amendments were ordered engrossed and sent to the House of Representatives.

S. B. 260, bill to incorporate the Commercial Bank of Shelby, N. C., on its second reading.

The amendments reported by the Committee on Finance were adopted.

Mr. Butler moved to amend:

Add to section 6, "*Provided*, that nothing in this charter shall be so construed as to exempt the depositors of such bank from the provisions of the general law or laws of the State relative to their liability or liabilities as such in their fiduciary capacity."

Adopted.

The bill passed its second and third readings; the Senate amendments were ordered engrossed and sent to the House of Representatives.

S. B. 266, bill to amend section 1608, chapter 35 of *The Code*, on its second reading.

On motion of Mr. Twitty, the bill was laid on the table.

On motion of Mr. Shankle, the Senate adjourned until to-morrow morning at 11 o'clock.

TWENTIETH DAY.

SENATE CHAMBER, January 29, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Foster, of the city.

The Journal of yesterday was read and approved.

Leave of absence was granted Messrs. Wilcox, Lucas and Russell on account of sickness; indefinitely to Mr. Bishop on account of sickness.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Turner, petition from Connelly's Chapel and citizens of the community in Iredell County protesting against

the repeal of the law incorporating said church. Referred to the Committee on Propositions and Grievances.

By Mr. Avery, petition from the citizens of the town of Marion. Referred to the Committee on Propositions and Grievances.

By Mr. Allen of Bladen, petition from citizens of Bladen County for the incorporation of White's Creek School-house. Referred to the Committee on Propositions and Grievances.

By Mr. Bull, sundry petitions from citizens of Vanceboro, in Craven County, asking for protection against the sale and use of liquors near the churches in said town. Referred to the Committee on Propositions and Grievances.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Twitty, S. B. 253, bill to establish free ferries across the Cape Fear river and Brunswick river at Wilmington, North Carolina, recommending it do pass;

H. B. 266, S. B. 299, bill to create a new township in Watauga County, recommending it do pass.

By Mr. Durham, S. B. 280, bill to incorporate Bladenboro Presbyterian Church in Bladen County, recommending it do pass.

By Mr. Allen of Bladen, S. B. 276, bill to incorporate Beulah German Reform Church in Davidson County, recommending it do pass.

By Mr. Parker, S. B. 263, bill to incorporate White Plains Presbyterian Church in Bladen County, recommending it do pass.

By Mr. Galloway, H. B. 252, S. B. 301, bill to amend chapter 280, Laws of 1889, so as to include Harnett County, recommending it do pass.

By Mr. Reynolds, S. B. 237, bill to appoint Trustees for Leaksville Female Academy and other purposes, recommending it do pass.

From the Committee on Military Affairs:

By Mr. Bellamy, S. B. 252, bill to authorize the Wilmington Light Infantry to hold or purchase a lot for an armory, and to organize a reserve corps, recommending it do pass.

From the Committee on Corporations:

By Mr. Bellamy, S. B. 274, bill to amend the charter of the Tarboro Land and Trust Company, recommending it do pass.

By Mr. Wilcox, S. B. 264, bill to amend chapter 25, Private Laws of 1887, recommending it do pass;

H. B. 242, S. B. 290, bill to incorporate the town of Ayden in Pitt County, recommending it do pass.

By Mr. Allen of Bladen, S. B. 315, bill to protect the water supply of the city of Goldsboro, recommending it do pass.

By Mr. Mitchell, H. B. 246, S. B. 292, bill to incorporate the Table Rock Academy in Burke County, recommending it do pass.

By Mr. Twitty, S. B. 316, bill to incorporate the East Carolina Land and Improvement Company, recommending it do pass.

By Mr. Aycock, S. B. 261, bill to incorporate the Baptist Female University of North Carolina, recommending it do pass.

From the Committee on Judiciary:

By Mr. Butler, S. B. 225, bill to amend chapter 181, Laws of 1889, recommending it do pass.

Mr. Culbreth, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 197, a bill to be entitled an act to incorporate the Charlotte Chamber of Commerce;

S. B. 216, a bill to be entitled an act to amend section 1, chapter 71, of Acts 1887;

S. B. 222, a bill to be entitled an act to amend section 2831 of *The Code;*

S. B. 235, a bill to be entitled an act to amend chapter 543, Laws of 1889;

S. B. 242, a bill to be entitled an act to prohibit the manufacture and sale of spirituous liquors within two miles of Davis' Chapel in Haywood County;

Senate amendment to H. B. 145, S. B. 268, a bill to be entitled an act to amend chapter 173, Laws of 1889;

Senate amendment to H. B. 120, S. B. 256, a bill to be entitled an act to require owners of real estate to clear out water-courses in Cleveland County;

Senate amendment to H. B. 36, S. B. 138, a bill to be entitled an act to amend chapter 444, Laws of 1889, in relation to obtaining advances by false representation;

S. B. 260, a bill to be entitled an act to incorporate the Commercial Bank of Shelby.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Parker, S. B. 320, bill to prohibit the sale of liquor in the vicinity of Ahoskie (colored) Church, Hertford County. Referred to the Committee on Propositions and Grievances.

S. B. 321, bill to prohibit the sale of liquor within two miles of St. John's Church, Hertford County. Referred to the Committee on Propositions and Grievances.

S. B. 322, bill to prohibit the sale of liquor in the vicinity of Ahoskie (white) Church, Hertford County. Referred to the Committee on Propositions and Grievances.

By Mr. Bellamy, S. B. 323, bill to incorporate the Caledonia Pottery Company. Referred to the Committee on Corporations.

S. B. 324, bill to amend an act entitled "An act to incorporate the Champion Compress and Warehouse Company,"

being chapter 75, Private Laws of 1879. Referred to the Committee on Corporations.

S. B. 325, bill to incorporate the Phœnix Fertilizer Company. Referred to the Committee on Corporations.

S. B. 326 (by request), bill to amend chapter 453, Laws of 1889. Referred to the Committee on Banks and Currency.

S. B. 327, bill to amend chapter 302, Laws of 1889, so as to include clams under the protection of the oyster law. Referred to the Committee on Fish and Fisheries.

By Mr. Allen of Bladen, S. B. 328, bill to incorporate School-house No. 23, for whites in White's Creek Township in Bladen County. Referred to the Committee on Propositions and Grievances.

By Mr. Aycock, S. B. 329, bill to amend Laws of 1885, amendatory of sections 72 and 3648 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Davis of Haywood, S. B. 330, bill to incorporate the Asheville Trust Company. Referred to the Committee on Corporations.

By Mr. Paine, S. B. 331, bill for the protection of jurors and witnesses. Referred to the Committee on Judiciary.

By Mr. Galloway, S. B. 332, bill to pay witnesses summoned at Coroner's courts. Referred to the Committee on Judiciary.

By Mr. Avery, S. R. 333, resolution to supply Rutherford College with certain publications. Referred to the Committee on Library.

THE CALENDAR.

Bills and Resolutions on the Calendar were taken up and disposed of as follows:

S. B. 160, bill to incorporate the town of Linville, and for other purposes, on its third reading.

The bill passed its third reading, ayes 29, noes__, as follows:

Those voting the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Bull, Chesson, Culbreth, Davis of Haywood, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, McLean, Mitchell, Paine, Parker, Reid, Speight, Stanford, Turner, Wilcox and Williams — 29.

The bill was ordered sent to the House of Representatives without engrossment.

S. B. 217, bill to amend the charter of the city of Newbern, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 243, bill to authorize the Commissioners of the town of Lincolnton, N. C., to issue bonds for the purpose of providing a system of water-works in said town, and other improvements therein, on its third reading.

The bill passed its third reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Chesson, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, McLean, Mitchell, Paine, Parker, Reid, Reynolds, Shankle, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 31.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 228, S. B. 247, bill to authorize the Commissioners of Graham County to levy a special tax, on its third reading.

The bill passed its third reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman,

Galloway, Greene of Wake, Grigsby, Hobson, King, McLean, Mitchell, Paine, Parker, Reid, Shankle, Speight, Stanford, Turner, Twitty and Wilcox — 31.

The bill was ordered enrolled.

S. B. 259, bill to amend chapter 282, sections 1 and 5, Laws of 1887, on its third reading.

The bill passed its third reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, McLean, Mitchell, Paine, Parker, Reid, Shankle, Speight, Stanford, Turner, Twitty and Wilcox — 31.

The bill was ordered engrossed and sent to the House of Representatives.

House amendment to S. B. 92, H. B. 214, bill to incorporate the S. W. Skinner Company, was concurred in, and the bill was ordered enrolled.

S. R. 307, resolution of thanks to Mr. W. V. Clifton, was taken up and adopted.

The resolution is as follows:

"*Resolved*, That the Senate here returns its thanks to Mr. W. V. Clifton for the beautiful gavel presented by him to the President for the use of the Senate."

S. B. 225, bill to amend chapter 181, Laws of 1889, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 252, bill to authorize the Wilmington Light Infantry to hold or purchase a lot for an armory, and to organize a reserve corps, on its second reading.

The bill passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. B. 253, bill to establish free ferries across the Cape Fear river and Brunswick river at Wilmington, North Carolina, on its second reading.

The bill passed its second reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs: Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Bull, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, McLean, Mitchell, Paine, Parker, Reid, Rose, Shankle, Speight, Stanford, Turner, Twitty, Wilcox and Williams — 34.

H. B. 242, S. B. 290, bill to incorporate the town of Ayden in Pitt County, on its second reading.

The bill passed its second reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Bull, Chesson, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, McLean, Mitchell, Paine, Parker, Rose, Shankle, Speight, Stanford, Twitty, Wilcox and Williams — 31.

H. B. 246, S. B. 292, bill to incorporate the Table Rock Academy in Burke County, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 266, S. B. 299, bill to create a new township in Watauga County, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 252, S. B. 301, bill to amend chapter 280, Laws of 1889, so as to include Harnett County, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

S. B. 261, bill to incorporate the Baptist Female University of North Carolina, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 263, bill to incorporate White Plains Presbyterian Church in Bladen County, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 264, bill to amend chapter 25, Private Laws of 1887, on its second reading.

The bill passed its second reading, ayes 27, noes 1, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bell, Bellamy, Bowers, Bull, Culbreth, Durham, Galloway, Grigsby, Hobson, McLean, Mitchell, Paine, Parker, Reid, Rose, Shankle, Speight, Stanford, Turner, Twitty, Wilcox and Williams — 27.

Voting in the negative:

Mr. Aycock — 1.

S. B. 274, bill to amend the charter of the Tarboro Land and Trust Company, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 276, bill to incorporate Beulah German Reform Church in Davidson County, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 280, bill to incorporate Bladenboro Presbyterian Church in Bladen County, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 315, bill to protect the water supply of the city of Goldsboro, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 316, bill to incorporate the East Carolina Land and Improvement Company, on its second reading.

The bill passed its second reading and was put on its third reading.

Mr. Williams moved to amend:

Insert, "That said charter shall be limited to thirty years."

Lost.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

On motion of Mr. Twitty, the Senate adjourned until to-morrow morning at 11 o'clock.

TWENTY-FIRST DAY.

SENATE CHAMBER, January 30, 1891.

The Senate met pursuant to adjournment, Lieutenant-Governor Holt in the chair.

Prayer by Rev. Dr. Nash, of the city.

The Journal of yesterday was approved.

Indefinite leave of absence was granted Mr. Skinner on account of sickness.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Courts, petition to incorporate a public school building in the vicinity of Leaksville, N. C. Referred to the Committee on Propositions and Grievances.

By Mr. King, petition from High Point asking that the bill to amend charter of said town do not pass. Referred to the Committee on Propositions and Grievances.

Petition from citizens of Guilford asking the passage of the bill to establish an industrial and training school for white girls. Referred to the Committee on Education.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Judiciary:

By Mr. Turner, H. B. 248, S. B. 302, bill to amend chapter 150, Laws of 1883, recommending it do pass;

H. B. 281, S. B. 304, bill to amend chapter 253, Laws of 1889, recommending it do not pass;

S. B. 81, bill to amend section 2327, chapter 9 of *The Code*, recommending it do not pass;

S. B. 284, bill to amend *The Code* and to require clerks of the Superior Courts to make annual reports, reporting amendments, and, as amended, recommending it do pass.

By Mr. Reynolds, H. B. 251, S. B. 291, bill to amend section 709 of *The Code*, recommending it do pass.

By Mr. Paine, H. B 279, S. B. 294, bill for the relief of the Clerk of the Superior Court of Robeson County, recommending it do not pass.

By Mr. Reid, S. B. 279, bill to prevent the substitution of drugs in filling prescriptions, recommending it do not pass;

H. B 259, S. B. 305, bill to authorize a uniform system of concellation of county scrip after its payment, recommending it do not pass.

By Mr. Bellamy, H. B. 166, S. B. 296, bill for the relief of the Superior Court Clerk of Pamlico County, recommending it do pass;

S. B. 314, bill to amend section 403 of *The Code*, recommending it do pass.

By Mr. Parker, S. B. 272, bill to amend chapter 221, Laws of 1889, relating to vicious contracts, recommending it do pass;

H. B. 271, S. B. 287, bill for the relief of D. A. McDonald, Clerk of the Superior Court of Moore County, recommending it do not pass.

By Mr. Aycock, H. B. 229, S. B. 298, bill to repeal chapter 234, Laws of 1889, recommending it do pass;

H. B. 269, S. B. 297, bill for the relief of D. A. McDonald, Clerk of the Superior Court of Moore County, recommending it do pass;

S. B. 313, bill to amend section 114 of *The Code*, relative to Clerks of the Superior Courts, recommending it do not pass.

By Mr. Butler, S. B. 329, bill to amend the Public Acts of 1885, amendatory of sections 72 and 3648 of *The Code*, recommending it do pass.

By Mr. Avery, S. B. 240, bill to apply the county taxes collected in Pender County from the Wilmington, Onslow and East Carolina Railroad Company to the payment of the subscription of Topsail Township to the capital stock of said company, recommending it do pass;

S. B. 275, bill to authorize the members of the Pioneer Detective Agency to serve criminal process, recommending it do not pass.

From the Committee on Education:

By Mr. Bell, S. B. 245, bill to amend section 2622 of *The Code*, in relation to the University, recommending it do pass.

S. B. 232, bill to remove incompetent superintendents of county public schools, recommending it do not pass.

By Mr. Walser, H. B. 222, S. B. 213, bill to authorize the Board of Education of Haywood County to pay a school claim, recommending it do pass.

From the Committee on Military Affairs:

By Mr. Bellamy, S. B. 254, bill to incorporate the Soldiers' Home, reporting a substitute therefor, and recommending the substitute do pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Grigsby, H. B. 194, S. B. 285, bill to amend chapter 98, Laws of 1887, in relation to a cotton weigher for the town of Concord, recommending it do pass.

From the Committee on Corporations:

By Mr. Bellamy, S. B. 136, bill to incorporate the Wachovia Land and Trust Company, reporting a substitute, and recommending the substitute do pass.

Mr. Culbreth, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 217, a bill to be entitled an act to amend the charter of the city of Newbern;

S. B. 225, a bill to be entitled an act to amend chapter 181, Laws of 1889;

S. B. 243, a bill to be entitled an act to authorize the Commissioners of the town of Lincolnton, N. C., to issue bonds for the purpose of providing a system of water-works and other improvements in said town;

S. B. 259, a bill to be entitled an act to amend chapter 282, sections 1 and 5, of the Laws of 1887;

S. B. 261, a bill to be entitled an act to incorporate the Baptist Female University of North Carolina.

S. B. 263, a bill to be entitled an act to incorporate White Plains Presbyterian Church in Bladen County;

S. B. 274, a bill to be entitled an act to amend the charter of the Tarboro Land and Trust Company;

S. B. 276, a bill to be entitled an act to incorporate Beulah German Reform Church in Davidson County;

S. B. 280, a bill to be entitled an act to incorporate Bladenboro Presbyterian Church in Bladen County;

S. B. 315, a bill to be entitled an act to protect the water supply of the city of Goldsboro;

S. B. 316, a bill to be entitled an act to incorporate the East Carolina Land and Improvement Company.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time and disposed of as follows:

By Mr. Aycock, S. B. 334, bill to amend section 685 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Chesson, S. B. 335, bill amending the charter of the Atlantic and Western Railway Company. Referred to the Committee on Corporations.

By Mr. Davis of Haywood, S. B. 336, bill to amend section 2755 of *The Code*, relative to unauthorized entries and grants. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 337, bill to authorize the city of Wilmington to establish sewers and for other purposes. Referred to the Committee on Internal Improvements.

S. B. 338, bill to empower the Board of Commissioners of New Hanover County to issue bonds for the erection of a court-house and for other purposes. Referred to the Committee on Finance.

By Mr. Reynolds, S. B. 339, bill to amend the charter of the Salem Water-supply Company. Referred to the Committee on Corporations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting, engrossed,

H. B. 57, S. B. 340, bill to incorporate the Bank of Commerce, Fayetteville, N. C., which was read the first time and referred to the Committee on Banks and Currency.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 253, bill to establish free ferries across the Cape Fear river and Brunswick river at Wilmington, N. C., on its third reading.

The bill passed its third reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Hobson, King, McLean, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Shankle, Speight, Stanford, Turner, Twitty and Walser — 36.

The bill was ordered engrossed and sent the House of Representatives.

S. B. 264, bill to amend chapter 25, Private Laws of 1887, on its third reading.

The bill passed its third reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Freeman, Galloway, Greene of Wake, Grigsby, King, McLean, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Shankle, Speight, Stanford, Turner, Twitty and Walser — 30.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 242, S. B. 290, bill to incorporate the town of Ayden in Pitt County, on its third reading.

The bill passed its third reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, McLean, Mitchell, Morgan, Paine, Parker, Reid,

Reynolds, Rose, Shankle, Speight, Stanford, Turner, Twitty and Walser — 32.

The bill was ordered enrolled.

S. B. 237, bill to appoint Trustees of Leaksville Female Academy and for other purposes, on its second reading.

The bill passed its second and third readings and was ordered engrossed and sent to the House of Representatives.

H. B. 222, S. B. 213, bill to authorize the Board of Education of Haywood County to pay a school claim, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 251, S. B. 291, bill to amend section 709 of *The Code*, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 279, S. B. 294, bill for the relief of the Clerk of the Superior Court of Robeson County, on its second reading.

On motion of Mr. Aycock, the bill was laid on the table.

H. B. 269, S. B. 297, bill for the relief of D. A. McDonald, Clerk of the Superior Court of Moore County, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 166, S. B. 296, bill for the relief of the Superior Court Clerk of Pamlico County, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 229, S. B. 298, bill to repeal chapter 234, Laws of 1889, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 248, S. B. 302, bill to amend chapter 150, Laws of 1883, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 281, S. B. 304, bill to amend chapter 253, Laws of 1889, on its second reading.

On motion of Mr. Twitty, the bill was laid on the table.

H. B. 259, S. B. 305, bill to authorize a uniform system of cancellation of county scrip after its payment, on its second reading.

On motion of Mr. Paine, it was laid on the table.

S. B. 136, bill to incorporate the Wachovia Loan and Trust Company, on its second reading.

Pending consideration,

The hour of 12 noon having arrived,

SPECIAL ORDER,

S. B. 3, bill to amend *The Code* in relation to interest, was taken up on its third reading, it being the special order for that hour.

Mr. Aycock offered a substitute for the bill.

Pending consideration,

On motion of Mr. McLean, the Senate adjourned until to-morrow morning at 11 o'clock.

TWENTY-SECOND DAY.

SENATE CHAMBER, January 31, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Marshall, of the city.

The Journal of yesterday was read and approved.

Leave of absence was granted Messrs. Allen of Granville and Speight until Monday; Bull until Wednesday; Bell and Bryan indefinitely.

By consent,

Mr. Turner introduced the following:

"*Resolved by the Senate*, that the time within which any Senator may explain his vote be limited to two minutes."

On motion of Mr. Turner, the rules were suspended and the resolution was taken up and adopted.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Twitty, petition from Green River Baptist Church in Polk County. Referred to the Committee on Propositions and Grievances.

By Mr. Bellamy, petition of citizens of Wilmington, asking the amendment of the charter of that city in certain respects. Referred to the Committee on Corporations.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Reynolds, S. B. 311, bill to amend chapter 232, section 1, Laws of 1879, relative to the sale of spirituous liquors in the town of Marion, N. C., reporting a substitute therefor, and recommending the substitute do pass.

From the Committee on Finance:

By Mr. Morgan, H. R. 240, S. R. 293, resolution to pay C. M. Busbee for professional services, recommending it do pass.

By Mr. Paine, S. B. 317, bill to exempt the Pan-Handle from taxation to certain railroads, recommending it do not pass.

By Mr. McLean, S. B. 271, bill to pay certain parties employed as oyster patrol in the waters of North Carolina, recommending it do not pass.

From the Committee on Corporations:

By Mr. Bellamy, S. B. 33, bill to amend an act to incorporate the town of Waxhaw in Union County, recommending it do not pass;

S. B. 323, bill to incorporate the Caledonia Pottery Company, recommending it do pass.

By Mr. Turner, S. B. 339, bill to amend the charter of the Salem Water Supply Company, recommending it do pass.

By Mr. Aycock, S. B. 318, bill to incorporate Clinton Loan Association, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Allen of Bladen, S. B. 325, bill to incorporate the Phœnix Fertilizer Company, recommending it do pass.

By Mr. Stanford, S. B. 324, bill to amend an act to incorporate the Champion Compress and Warehouse Company, being chapter 75, Private Laws of 1879, recommending it do pass.

By Mr. Mitchell, S. B. 281, bill to incorporate the Charlotte Literary and Library Association, recommending it do pass;

S. B. 335, bill amending the charter of the Atlantic and Western Railway Company, recommending it do pass.

By Mr. Bellamy, S. B. 330, bill to incorporate the Asheville Trust Company, reporting amendments, and, as amended, recommending it do pass.

Mr. Walser, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 237, a bill to be entitled an act to appoint Trustees for Leaksville Female Academy and other purposes;

S. B. 253, a bill to be entitled an act to establish free ferries across the Cape Fear river and Brunswick river at Wilmington, N. C.;

S. B. 264, a bill to be entitled an act to amend chapter 25, Private Laws of 1887.

Mr. McLean, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 252, H. B. 484, an act to authorize the Wilmington Light Infantry to purchase or hold a lot for an armory, and to organize a reserve corps;

H. B. 266, S. B. 299, an act to create a new township in the county of Watauga, to be called North Fork Township;

H. B. 252, S. B. 301, an act to amend chapter 280, Laws of 1889, so as to include Harnett County;

H. B. 246, S. B. 292, an act to incorporate the Table Rock Academy in Burke County, North Carolina;

H. B. 141, S. B. 210, an act to amend chapter 110, Private Laws of 1889;

S. B. 92, H. B. 214, an act to incorporate the S. W. Skinner Company;

H. B. 114, S. B. 255, an act to prevent enticing minors from the State;

H. B. 231, S. B. 257, an act to protect the public bridges in the counties of Cleveland, Duplin and Lenoir;

H. B. 228, S. B. 247, an act to authorize the Commissioners of Graham County to levy a special tax.

Mr. Aycock, for the Joint Committee on Printing, submitted the following report:

To the Senate: The undersigned, your committee on the part of the Senate on Public Printing, beg leave to report, that after due consideration, your committee, in co-operation with the House Committee, has awarded the Public Printing to Josephus Daniels, Esq., in conformity to the requirements of chapter 52 of *The Code*, and that he has entered into bond as prescribed by law for the performance of his duties.

(Signed) B. F. AYCOCK,
W. E. ARDREY,

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bills and resolutions and

House amendments to Senate bills, which were read the first time and disposed of as follows:

H. R. 370, S. R. 341, resolution declining to make appropriation to the World's Fair, in view of the passage of the Force Bill. Referred to the Committee on Federal Relations.

House amendment to S. B. 181, H. B. 352, bill to establish a normal and industrial school for white girls. Placed upon the Calendar.

Also, a message announcing the refusal of that honorable body to concur in Senate substitute for

H. B. 77, S. B. 140, bill to amend section 1590 of *The Code*, relating to the renting of lands of wards, asking a Committee of Conference thereon, and that the honorable Speaker had appointed as conferees on the part of the House, Messrs. Skinner, Gilmer, Pritchard, Franck and Alexander.

The Senate agreed to the Committee of Conference, and the President appointed as conferees on the part of the Senate, Messrs. Turner, Bellamy and Reynolds.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

Ry Mr. Freeman, S. B. 342, bill in regard to insurance companies. Referred to the Committee on Insurance.

By Mr. Butler, S. B. 343, bill to incorporate the town of Parkersburg in Sampson County. Referred to the Committee on Corporations.

By Mr. Turner, S. B. 344, bill to divide the crime of murder into two degrees, and define the same. Referred to the Committee on Judiciary.

By Mr. Morgan (by request), S B. 345, bill in relative to Hertford County. Referred to the Committee on Propositions and Grievances.

By Mr. Shankle, S. B. 346, bill to authorize the Board of Commissioners of Stanly County to issue bonds to build a court-house. Referred to the Committee on Finance.

By Mr. McLean, S. R. 347, resolution in relation to reports of State officers. Placed on the Calendar.

By Mr. Parker (by request), S. B. 348, bill to require banks, banking institutions and bankers within the State of North Carolina to make stated reports to the State Treasurer. Referred to the Committee on Banks and Currency.

By Mr. Shankle, S. B. 349, bill to incorporate Stanly Hall Industrial School for white boys at Locust Level, Stanly County. Referred to the Committe on Education.

By Mr. Bellamy, (by request), S. B. 350, bill to amend chapter 159, Private Acts of 1887, relative to the town of Southern Pines. Referred to the Committee on Corporations.

Also (by request), S. B. 351, bill to amend the charter of the Winston-Salem Land and Investment Company and to enlarge its powers. Referred to the Committee on Corporations.

By Mr. Twitty, S. B. 352, bill to incorporate the Asheville and Thermal Belt Railroad Company. Referred to the Committee on Corporations.

UNFINISHED BUSINESS.

S. B. 136, bill to incorporate the Wachovia Land and Trust Company, was taken up on its second reading, it being unfinished business of yesterday.

The substitute reported by the Committee on Corporations was adopted.

The bill passed its second reading.

S. B. 3, to amend *The Code*, in relation to interest, was taken up on its third reading, it being unfinished business of yesterday.

By consent, Mr Aycock withdrew the substitute offered by himself yesterday.

Mr. Williams moved to amend:

Add the following section:

SEC. --, That all laws and parts of laws in conflict with this act are hereby repealed

Amend by striking out "January 1st, 1892," in section 2, and inserting in lieu thereof "November 15th, 1892."

Mr. Avery moved to amend:

Add the following proviso:

"*Provided*, the provisions of this act shall not apply to the counties of Buncombe, Madison, McDowell, Burke, Mitchell, Forsyth, Haywood, Transylvania, Henderson, Jackson, Swain, Macon, Graham, Cherokee and Clay."

Mr. Bellamy moved to amend:

Add, "This act shall not apply to the county of New Hanover."

Mr. Grigsby moved to amend:

Add, "This act shall not apply to the counties of Alleghany, Ashe, and Watauga."

Mr. Ardrey moved to amend:

Add, "This act shall not apply to the county of Mecklenburg."

On motion of Mr. Turner, the bill was referred to the Committee on Judiciary.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 33, bill to amend an act to incorporate the town of Waxhaw in Union County, on its second reading.

On motion of Mr. McLarty, the bill was referred to the Committee on Judiciary.

S. B. 271, bill to pay certain parties employed as oyster patrol in the waters of North Carolina, on its second reading.

By consent, Mr. Lucas was permitted to withdraw the bill.

S. B. 281, bill to incorporate the Charlotte Literary and Library Association, on its second reading.

The bill passed its second reading and was put upon its third reading.

Mr. Aycock moved to amend:

Add at end of section 5 the words, "except the real estate."

Adopted.

The bill passed its third reading and was ordered engrossed and sent to the House of Representatives.

S. B. 230, bill to incorporate the Contentnea Club of Wilson, North Carolina, on its second reading.

On motion of Mr. Aycock, the bill was laid on the table.

S. B. 313, bill to amend section 114 of *The Code*, relative to Clerks of the Superior Courts, on its second reading.

On motion of Mr. Walser, the bill was laid on the table.

S. B. 232, bill to remove incompetent superintendents of public schools, on its second reading.

On motion of Mr. Davis of Haywood, the bill was laid on the table.

S. B. 240, bill to apply the county taxes collected in Pender County from the Wilmington, Onslow and East Carolina Railroad Company to the payment of the subscription of Topsail Township to the capital stock of said company, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 245, bill to amend section 2622 of *The Code* in relation to the University, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 314, bill to amend section 403 of *The Code*, on its second reading.

Mr. Parker moved to amend:

Strike out, in section 1, the words "if in their judgment," and insert in lieu thereof "if in the discretion of the Judge presiding."

Adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 329, bill to amend the Acts of 1885, amendatory of sections 72 and 3648 of *The Code*, on its second reading.

The bill passed its second reading.

H. B. 220, S. B. 248, bill to amend the charter of Asheville, ratified the 8th March, 1883, and all acts amendatory of said charter, on its third reading.

The bill passed its third reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Avery, Bellamy, Bowers, Chesson, Courts, Culbreth, Davis of Haywood, Freeman, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Shankle, Stanford, Turner and Twitty — 26.

The Senate amendments were ordered engrossed and sent to the House of Representatives.

S. B. 272, bill to amend chapter 221, Laws of 1889, relating to vicious contracts, on its second reading.

The bill passed its second reading.

S. B. 275, bill to authorize the members of the Pioneer Detective Agency to serve criminal process, on its second reading.

By consent, Mr. Reynolds withdrew the bill.

S. B. 330, bill to incorporate the Asheville Trust Company, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second reading.

S. B. 279, bill to prevent the substitution of drugs in filling prescriptions, on its second reading.

On motion of Mr. Davis of Haywood, the bill was laid on the table.

S. B. 265, bill in regard to sale of beef and articles of food in this State, on its second reading.

By consent, Mr. Twitty withdrew the bill.

H. B. 194, S. B. 285, bill to amend chapter 98, Laws of 1887, in relation to a cotton weigher for the town of Concord, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 271, S. B. 287, bill for the relief of D. A. McDonald, Clerk of the Superior Court of Moore County, on its second reading.

On motion of Mr. Paine, the bill was laid on the table.

S. B. 284, bill to amend *The Code*, and to require Clerks of the Superior Courts to make annual reports, on its second reading.

The amendments reported by the Committee on Judiciary were adopted.

The bill passed its second reading.

S. B. 204, bill to amend the charter of the town of Hendersonville, on its second reading.

Mr. Davis of Haywood, offered a substitute for the bill, which was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 254, bill to incorporate the Soldiers' Home, on its second reading.

On motion of Mr. Ardrey, the bill was postponed until Wednesday next, February 4th, and made the special order for 12 o'clock noon of that day.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting without engrossment House bills and House amendments to Senate bills, which were read and disposed of as follows:

H. B. 224, S. B. 353, bill to amend the charter of the town of Salisbury. Referred to the Committee on Corporations.

House amendment to S. B. 84, H. B. 237, bill to amend section 2, chapter 92, Laws of 1883.

On motion of Mr. McLean, the amendment was concurred in, and the bill was ordered enrolled.

On motion of Mr. King, the Senate adjourned until 11 o'clock Monday morning.

TWENTY-THIRD DAY.

SENATE CHAMBER, February 2, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Mr. Pettinger, of the city.

The Journal of Saturday was read and approved.

Mr. Stanford was announced absent on account of sickness.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Morgan, petition from citizens of Currituck County, in relation to pay of Justices of the Peace in certain cases. Referred to the Committee on Judiciary.

By Mr. Bellamy, petition from citizens of New Hanover and Pender counties for protection against the trespass of non-residents on their water-fronts on the coast. Referred to the Committee on Judiciary.

By Mr. Ardrey, petition of citizens of Providence Township, Mecklenburg County, for the appointment of James M. Rea a Justice of the Peace. Referred to the Committee on Election of Justices of the Peace.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Judiciary:

By Mr. Turner, S. B. 334, bill to amend section 685 of *The Code*, recommending it do pass;

S. B. 61, bill to prevent unnecessary cost and delay in the trial of criminal causes, recommending it do pass.

By Mr. Avery, S. B. 233, bill providing for the disfranchisement of persons selling or buying votes at elections, recommending it do not pass;

S. B. 336, bill to amend section 2755 of *The Code*, relative to unauthorized entries and grants, recommending it do pass.

By Mr. Parker, S. B. 332, bill to pay witnesses summoned at Coroner's Courts, recommending it do pass.

By Mr. Butler, S. B. 331, bill for the protection of jurors and witnesses, recommending it do pass.

From the Committee on Education:

By Mr. Paine, S. B. 349, bill to incorporate Stanly Hall Industrial School for white boys at Locust Level, Stanly County, recommending it do pass.

By Mr. Freeman, H. B. 267, S. B 303, bill to amend section 2566 of the School Law of 1889, recommending it do pass.

By Mr. Alston, H. B 260, S. B. 306, bill to incorporate the Franklinton Christian College, recommending it do pass;

S. B. 278, bill to amend chapter 254, Laws of 1889, relative to the public school for the town of Littletown, recommending it do pass.

From the Committee on Finance:

By Mr. McLarty, S. B. 312, bill for the relief of F. M. Godfrey, Jr., Secretary of the Shell Fish Commission, recommending it do not pass.

Mr. Avery, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 204, a bill to be entitled an act to amend the charter of the town of Hendersonville;

S. B. 240, a bill to be entitled an act to apply the county taxes collected in Pender County from the Wilmington, Onslow and East Carolina Railroad Company to the payment of the subscription of Topsail Township to the capital stock of said company;

S. B. 245, a bill to be entitled an act to amend section 2622 of *The Code* in relation to the University;

S. B. 281, a bill to be entitled an act to incorporate the Charlotte Library and Literary Association;

S. B. 314, a bill to be entitled an act to amend section 403 of *The Code;*

Senate amendments to H. B. 220, S. B. 248, a bill to be entitled an act to amend the charter of the city of Asheville, ratified March 8, 1883, and all acts amendatory of said charter.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Morgan, S. B. 354, bill in relation to the pay of Justices of the Peace in certain cases. Referred to the Committee on Judiciary.

By Mr. Allen of Bladen, S. B. 355, bill to amend chapter 366, Laws of 1885, in relation to the stock law in White-

oak Township in Bladen County. Referred to the Committee on Corporations.

By Mr. Paine, S. B. 356, bill to provide for holding the Superior Courts of this State in the absence of the Judge legally appointed to hold them. Referred to the Committee on Judiciary.

By Mr. McLarty, S. B. 357, bill to allow widows, tenants by courtesy, and other life-tenants, to claim the present value of their estates in money. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 358, bill to incorporate the North Carolina Society for the Prevention of Cruelty to Animals and Children. Referred to the Committee on Judiciary.

By Mr. Avery, S. B. 359, bill to authorize the Board of Commissioners of Burke County to issue bonds and for other purposes. Referred, with the accompanying petition, to the Committee on Finance.

By Mr. Bellamy, S. B. 360, bill to change the manner of electing a Mayor of the city of Wilmington. Referred to the Committee on Corporations.

On motion of Mr. Turner,

S. B. 55, bill to amend the Constitution of North Carolina, was taken from the table and placed on the Calendar.

On motion of Mr. Turner, the rules were suspended and the bill was taken up on its second reading; and, on his further motion, it was recommitted to the Committee on Judiciary.

The President announced as additional members of the Committee on Engrossed Bills Messrs. Davis of Haywood and McLarty.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 272, bill to amend chapter 221, Laws of 1889, relating to vicious contracts, on its third reading.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 329, bill to amend the Public Laws of 1885, amendatory of sections 72 and 3648 of *The Code*, on its third reading.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 284, bill to amend *The Code* and to require clerks of the Superior Courts to make annual reports, on its third reading.

Mr. McLarty moved to amend:

Strike out in line 4, section 4, the word "second" and insert in lieu thereof the word "third."

Adopted.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

On motion of Mr. Bellamy

H. B. 224, S. B. 353, bill to amend the charter of the town of Salisbury, was withdrawn from the Committee on Corporations and placed on the Calendar.

On motion of Mr. Bellamy, the rules were suspended.

The bill was taken up on its second reading, passed its second reading, ayes 29, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Avery, Bellamy, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Shankle, Turner, Twitty, Walser and Williams — 29.

THE CALENDAR

was resumed.

S. B. 330, bill to incorporate the Asheville Trust Company, on its third reading.

Mr. Williams moved to amend:

Strike out "ninety-nine years" and insert "thirty years."

Mr. Butler moved to amend the amendment:

Strike out "thirty years."

Lost.

Mr. Williams' amendment was lost.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 136, bill to incorporate the Wachovia Loan and Trust Company, on its third reading.

Mr. Butler moved to amend:

Strike out in section 1, the words, "and shall exist for a period of ninety-nine years."

Amend section 2 by striking out the words "one million dollars" and insert in lieu thereof, the words "two hundred thousand dollars."

Amend section 4 by striking out the words "and at such rates of interest," and at the end of this section add the following: "*Provided*, That nothing in this section shall be construed to exempt the company from any of the provisions of the General Laws of the State."

Amend section 7 by adding after the words "or as may be agreed upon" the following, "not in conflict with the general law;" and by inserting after the words "ten thousand dollars" the following, "and approved at the discretion of said clerk."

Amend section 8 by striking out the words "or in its own coupon bonds."

The amendment to section 1 was adopted.

By consent, the bill was passed over informally.

H. R. 240, S. R. 293, resolution to pay C. M. Busbee for professional services, on its second reading.

On motion of Mr. McLean, the bill was recommitted to the Committee on Finance.

House amendments to S. B. 181, H. B. 352, bill to establish a normal and industrial school for white girls, were,

On motion of Mr. Ardrey, not concurred in, and it was ordered that a Committee of Conference be asked thereon.

The President announced as conferees on the part of the Senate thereon, Messrs. Ardrey, Turner and Grigsby.

S. B. 317, bill te exempt the Pan-Handle from taxation for certain railroads, on its second reading.

On motion of Mr. Ardrey, the bill was laid on the table.

S. B. 318, bill to incorporate the Clinton Loan Association, on its second reading.

The amendment to section 1, reported by the Committee on Corporations, was adopted.

The amendment to strike out section 6 of the bill, reported by the Committee on Corporations, was not adopted.

Mr. Butler, moved to amend section 6:

Strike out after the word "estate" down to and including the word "therefore."

Adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 323, bill to incorporate the Caledonia Pottery Company, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 324, bill to amend an act entitled an act to incorporate the Champion Compress and Warehouse Company, being chapter 75, Private Laws of 1879, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 325, bill to incorporate the Phœnix Fertilizer Company, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 335, bill amending the charter of the Atlantic and Western Railway Company, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. R. 347, resolution in relation to reports of State officers, on its second reading.

Mr. Bellamy moved to amend:

Strike out "thirty days" and insert in lieu thereof "ten days."

Adopted.

The resolution was adopted, ordered engrossed and sent to the House of Representatives.

H. B 260, S. B. 306, bill to incorporate the Franklinton Christian College, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 267, S. B. 303, bill to amend section 2566 of the School Law of 1889, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

S. B. 238, bill to repeal chapter 31, Laws of 1889, on its second reading.

The amendment reported by the Committee on Judiciary was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 61, bill to prevent unnecessary cost and delay in the trial of criminal causes, on its second reading.

On motion of Mr. Williams, the bill was recommitted to the Committee on Judiciary.

S. B. 233, bill providing for the disfranchisement of persons selling or buying votes at elections, on its second reading.

The bill failed to pass its second reading.

S. B. 331, bill for the protection of jurors and witnesses, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 332, bill to pay witnesses summoned at Coroner's Courts, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 336, bill to amend section 2755 of *The Code* relative to unauthorized entries and grants, on its second reading.

On motion of Mr. Bellamy, the bill was recommitted to the Committee on Judiciary.

S. B. 349, bill to incorporate Stanly Hall Industrial School for white boys at Locust Level, Stanly County, on its second reading.

The amendment reported by the Committee on Education was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

Mr. Galloway moved to take from the table and place upon the Calendar,

H. B. 281, S. B. 304, bill to amend chapter 253, Laws of 1889. The motion prevailed.

THE CALENDAR

was resumed.

H. B. 281, S. B. 304, bill to amend chapter 253, Laws of 1889, on its second reading.

Mr. Galloway moved to amend:

Insert at the end of section 3, "*Provided*, This act shall apply only to the county of Lenoir."

Adopted.

The bill passed its second and third readings; the Senate amendments was ordered engrossed and sent to the House of Representatives.

S. B. 164, bill to amend the Constitution of the State, Art. IV, section 27, so as to allow the General Assembly to increase and regulate the jurisdiction and powers of Justices of the Peace, on its second reading.

By consent, Mr. Avery withdrew the bill.

S. B. 312, bill for the relief of F. M. Godfrey, Jr., Secretary of the Shell Fish Commission, on its second reading.

By consent, Mr. Parker withdrew the bill.

On motion of Mr. Avery, the Senate adjourned until to-morrow morning at 11 o'clock.

TWENTY-FOURTH DAY.

SENATE CHAMBER, February 3, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Mr. DuRant, of the city.

The Journal of yesterday was approved.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Internal Improvements:

By Mr. Butler, S. B. 161, bill to incorporate the Wilmington and Southern Railroad Company, reporting amendments, and, as amended, recommending it do pass.

From the Committee on Banks and Currency:

By Mr. McLean, H. B. 57, S. B. 340, bill to incorporate the Bank of Commerce, Fayetteville, N. C., reporting an amendment, and, as amended, recommending it do pass.

By Mr. Parker, S. B. 348, bill to require banks, banking institutions and bankers within the State of North Carolina to make stated reports to the State Treasurer, recommending it do pass.

By Mr. Allen of Granville, S. B. 326, bill to amend chapter 453, Laws of 1889, recommending it do not pass.

From the Committee on Corporations:

By Mr. Aycock, S. B. 343, bill to incorporate the town of Parkersburg, in Sampson County, recommending it do pass;

S. B. 251, bill to amend chapter 64, Laws of 1883, entitled an act to incorporate the Southern Mining, Smelting and Manufacturing Company;

S. B. 350, bill to amend chapter 159, Private Laws of 1887, relative to the town of Southern Pines, recommending it do pass.

By Mr. Courts, S. B. 355, bill to amend chapter 366, Laws of 1885, in relation to the stock law in White Oak Township, Bladen County, recommending it do pass.

By Mr. Mitchell, S. B. 156, bill to incorporate the Leaksville Aluminium Manufacturing Company, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Turner, S. B. 236, bill to incorporate Leaksville Collegiate Institute, recommending it do pass.

S. B. 157, bill to incorporate the Harper Fabric Company, recommending it do pass.

From the Committee on Insurance:

By Mr. Chesson, S. B. 342, bill in regard to insurance companies, reporting amendments, and, as amended, recommending it do pass.

Mr. Avery, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 238, a bill to be entitled an act to repeal chapter 31 of the Laws of 1889;

S. B. 272, a bill to be entitled an act to amend chapter 221 of the Laws of 1889, relating to vicious contracts;

S. B. 284, a bill to be entitled an act to amend *The Code* and to require Clerks of the Superior Courts to make annual reports;

S. B. 318, a bill to be entitled an act to incorporate Clinton Loan Association;

S. B. 323, a bill to be entitled an act to incorporate the Caledonia Pottery Company;

S. B. 324, a bill to be entitled an act to amend an act entitled an "Act to incorporate the Champion Compress and Ware-house Company," being chapter 75 of the Private Laws of 1879;

S. B. 325, a bill to be entitled an act to incorporate the Phœnix Fertilizer Company;

S. B. 329, a bill to be entitled an act to amend the Public Acts of 1885, amendatory of sections 72 and 3648 of *The Code;*

S. B. 330, a bill to be entitled an act to incorporate the Asheville Trust Company;

S. B. 331, a bill to be entitled an act for the protection of jurors and witnesses;

332, a bill to be entitled an act to pay witnesses summoned at coroner's courts;

S. B. 335, a bill to be entitled an act amending the charter of the Atlantic and Western Railroad Company;

S. B. 349, bill to be entitled an act to incorporate Stanly Hall Industrial School for white boys at Locust Level, Stanly County;

S. R. 347, resolution in relation to reports of State officers;

Senate amendments to H. B. 281, S. B. 304, a bill to be entitled an act to amend chapter 253, Laws of 1889.

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 101, H. B. 326, an act to amend chapter 215, Laws of 1885;

S. B. 117, H. B. 346, an act to amend chapter 12 of Vol. II of the Code of 1883, entitled "Cruelty to Animals;"

S. B. 202, H. B. 398, an act to repeal chapter 27, Laws of 1889;

S. B. 172, H. B. 349, an act to form Salem Township in the county of Granville;

S. B. 302, H. B. 248, an act to amend chapter 150, Laws of 1889, in regard to Alexander County;

S. B. 174, H. B. 393, an act to amend chapter 361 of the Laws of 1889, in relation to repairing public roads;

S. B. 110, H. B. 255, an act to repeal chapter 403, Laws of 1887, making valid certain acts of the County Commissioners of Cumberland County;

S. B. 199, H. B. 396, an act to amend chapter 193 of the Laws of 1889, in relation to working the public roads in Clay and Graham Counties;

S. B. 350, H. B. 401, an act to make the 19th day of January a public holiday;

S. B. 224, H. B. 400, an act to change the name of Chowan Academy to "Watters' Normal Institute";

S. B. 123, H. B. 369, an act for the relief of Rockingham County;

H. B. 251, S. B. 291, an act to amend section 709 of *The Code;*

H. B. 269, S. B. 297, an act for the relief of D. A. McDonald, Clerk of the Superior Court of Moore County;

H. B. 242, S. B. 290, an act to incorporate the town of Ayden in the county of Pitt;

H. B. 166, S. B. 296, an act for the relief of the Superior Court Clerk of Pamlico County;

H. B. 229, S. B. 298, an act to repeal chapter 234 of the Laws of 1889;

H. B. 222, S. B. 213, an act to authorize the Board of Education of Haywood County to order the payment of a school claim;

H. B. 264, S. B. 229, an act to amend and consolidate the acts incorporating the town of Wadesborough;

S. B. 152, H. B. 373½, an act to refund and consolidate the debt of the city of Wilmington and for other purposes;

S. B. 148, H. B. 372½, an act to levy a special tax to pay the indebtedness of Polk County;

H. B. 194, S. B. 285, an act to amend chapter 98 of the Laws of 1887, in relation to a cotton weigher for the town of Concord;

S. B. 120, H. B. 347, an act to regulate fishing in Croatan Sound;

S. B. 84, H. B. 237, an act to amend section 2, chapter 92 of the Laws of 1883;

S. R. 207, H. R. 327, resolution of thanks to Dr. J. L. M. Curry;

S. R. 269, H. R. 351, a resolution of instruction to our Senators in Congress urging them to use their best endeavors to secure the defeat of the Force Bill.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Grigsby, S. B. 361, bill to require all dealers in sheep to adopt a brand and have the same registered. Placed on the Calendar.

By Mr. Durham, S. B. 362, bill in relation to the public schools in the town of Shelby, and providing for the levying of a tax to support the same. Referred to the Committee on Education.

By Mr. McLarty, S. B. 363, bill to amend section 1246 of *The Code* of North Carolina, in regard to the probate and registration of deeds, etc., where a Clerk of the Superior Court is a party. Referred to the Committee on Judiciary.

By Mr. Freeman, S. B. 364, bill to prevent the spread of contagious diseases in the schools of this State. Referred to the Committee on Propositions and Grievances.

By Mr. Turner, S. B. 365, bill to incorporate the town of Trinity. Referred to the Committee on Corporations.

By Mr. Reynolds, S. B. 366, bill to change a certain section of *The Code* so as to allow notaries out of the State to verify pleadings. Referred to the Committee on Judiciary.

By Mr. Davis of Haywood, S. B. 367, bill authorizing the Commissioners of Haywood County to levy a special tax. Referred to the Committee on Finance.

Mr. Turner introduced

S. R. 377, resolution relative to conscience funds, which was read and placed on the Calendar.

The resolution was as follows:

Resolved by the Senate, the House of Representatives concurring, that the State Treasurer is and he is hereby authorized to set apart a drawer in the safe kept in his office for the purpose of receiving all conscience moneys that may be returned to the State by all officers and parties that feel that they have wronged the State by taking therefrom more than a good conscience will allow; and that in the event that any person who has held the office of State Printer in the last twenty years, should return to the State Treasurer the bonus that they feel they have received from the State over and above what was commensurate with the services actually rendered the State, that the same be immediately appropriated to the Soldiers' Home.

Resolved 2d, That if any member of the General Assembly feels that he has perpetrated a wrong on his constituents by not advocating a reduction of the price of State printing, that said drawer be opened for his conscientious consideration.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 224, S. B. 353, bill to amend the charter of the town of Salisbury, on its third reading.

On motion of Mr. Bellamy, it was recommitted to the Committee on Corporations.

S. B. 334, bill to amend section 685 of *The Code*, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 339, bill to amend the charter of the Salem Water-Supply Company, on its second reading.

The bill passed its second reading.

H. B. 57, S. B. 340, bill to incorporate the Bank of Commerce, Fayetteville, N. C., on its second reading.

The amendment reported by the Committee on Finance was adopted.

The bill passed its second reading.

S. B. 157, bill to incorporate the Harper Fabric Company, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 156, bill to incorporate the Leakville Aluminium Manufacturing Company, on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 69, bill to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors, on its second reading.

Mr. Bellamy moved that section 1 be amended by inserting in line 9 after the word "distribution," and before the word "and" the following: "*Provided*, however, that the wages of clerks, mechanics and laborers which have accrued for a period of sixty days prior to the time of making such assignment, and all public taxes shall be preferred; and the same shall be paid by said assignee or assignees before the claims

of any creditor or creditors." Also insert in said line 9 after the word "all" and before the word "preferences" the word "other."

SPECIAL ORDER.

Pending consideration, the hour for the consideration of H. B. 55, S. B. 246, bill to prohibit emigrant agents from plying their vocation in this State without first obtaining license, and for others purposes, arrived, it being the special order for that hour.

The bill was taken up on its third reading.

The pending amendment offered by Mr. Avery was, by consent, withdrawn.

The pending amendment offered by Mr. Reynolds was, by consent, withdrawn.

The pending amendment offered by Mr. Parker was, by consent, withdrawn.

The question recurred upon the adoption of the amendment offered by Mr. Paine.

Mr. Ardrey moved to amend the amendment:

Add, "except the counties of Mecklenburg, Moore, Anson, Richmond, Cleveland, Gaston, Lincoln and Catawba."

Adopted.

Mr. King moved to amend the amendment of Mr. Paine:

Insert between the words "line" and "established," the words "as at present."

Adopted.

Mr. Alston moved to amend the bill:

Add, "*Provided*, This act shall not apply to the counties of Warren and Vance."

Lost.

Mr. Walser moved to amend:

Insert, "*Provided*, The months of August, September, October and November shall not be included within the provisions of this act."

Lost.

Mr. Freeman demanded the previous question and was sustained.

The bill passed its second and third readings, the Senate amendments were ordered engrossed and sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting a communication from his Excellency the Governor, accompanied by a report of the Treasurer of the University of North Carolina.

The report was placed on the Calendar and ordered printed.

Also, a message transmitting engrossed House bills, House bills without engrossment, and House amendments to Senate bills, which were read the first time and disposed of as follows:

H. B. 6, S. B. 368, bill to incorporate the Farmers and Merchants Bank of New Bern. Referred to the Committee on Banks and Currency.

H. B. 282, S. B. 369, bill for the better drainage of the lands along Clear Creek in Mecklenburg County. Referred to the Committee on Proposition and Grievances.

H. B. 359, S. B. 370, bill to incorporate the Young Men's Christian Association of Asheville, N. C. Referred to the Committee on Corporations.

H. B. 430, S. B. 371, bill to amend chapter 98, Laws of 1879, entitled an act to compromise, commute and settle the State debt. Referred to the Committee on Finance.

H. B. 336, S. B. 372, bill to incorporate the town of Faison, in the county of Duplin. Referred to the Committee on Corporations.

H. B. 422, S. B. 373, bill to authorize the city of Goldsboro to issue bonds. Referred to the Committee on Finance.

H. B. 464, S. B. 374, bill to authorize the Commissioners of Craven County to levy a special tax. Referred to the Committee on Finance.

H. B. 314, S. B. 375, bill to incorporate the Yonahlossee Road Company and to authorize the construction of a turnpike road between Linville, N. C., and Blowing Rock, N. C. Referred to the Committee on Internal Improvements.

H. B. 250, S. B. 376, bill to incorporate the Carolina and Virginia Railway Company. Referred to the Committee on Internal Improvements.

House substitute for

S. B. 80, H. B. 324, bill authorizing the Treasurer of the State to pay mileage and per diem to those persons examined before the committee on the investigation of railroads and other corporations.

On motion of Mr. Aycock, the substitute was adopted, and the bill was ordered enrolled.

House amendments to S. B. 45, H. B. 368, bill regarding chattel mortgages. Referred to the Committee on Judiciary.

House amendments to S. B. 90, H. B. 325, bill to compel personal representatives to plead the statute of limitations. Referred to the Committee on Judiciary.

House amendments to S. B. 56, H. B. 212, bill to amend the charter of the Piedmont Bank of Morganton, N. C. Placed on the Calendar.

The consideration of S. B. 69, bill to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors, was resumed.

Mr. McLarty moved to amend the amendment offered by Mr. Bellamy:

Insert in proviso added to section 1, after the word "laborers," the following: "upon the sworn statement of such clerks, mechanics and other employees."

Adopted.

The amendment as amended was adopted.

Pending consideration,

On motion of Mr. Culbreth, the Senate adjourned until to-morrow morning at 11 o'clock.

TWENTY-FIFTH DAY.

SENATE CHAMBER, February 4, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Hall, of the city.

The Journal of yesterday was approved.

PETITION.

By Mr. Rose, petition of citizens of Johnston County, asking a repeal of the merchants tax. Referred to the Committee on Finance.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Chesson, S. B. 310, bill to repair bridges, etc., recommending it do pass.

By Mr. Aycock, H. B. 219, S. B. 258, bill to incorporate the Trustees of Mount Amœna Female Seminary, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Galloway, S. B. 309, bill to repeal chapter 531, Laws of 1889, recommending it do not pass.

From the Committee on Judiciary:

By Mr. Bryan, S. B. 55, bill to amend the Constitution of North Carolina, recommending it do pass.

By Mr. Paine, S. B. 33, bill to amend an act to incorporate the town of Waxhaw in Union County, recommending it do not pass.

By Mr. Avery, S. B. 356, bill to provide for holding the Superior Courts of this State in the absence of the Judge legally appointed to hold them, a majority of the Committee recommending it do not pass.

By Mr. Parker, S. B. 102, bill to apportion the public school fund among the school population of the State, reporting it without recommendation.

By Mr. Reynolds, S. B. 319, bill to amend the Constitution of North Carolina relative to public schools, reporting it without recommendation.

By Mr. Turner, S. B. 354, bill in relation to pay of Justices of the Peace in certain cases, recommending it do not pass;

S. B. 357, bill to allow widows, tenants by courtesy, and others, to claim the present value of their estates in money, recommending it do not pass.

By Mr. Aycock, S. B. 344, bill to divide the crime of murder into two degrees, and define the same, recommending it do pass.

By Mr. Butler, H. B. 8, S. B. 170, bill to perpetuate records, recommending it do not pass.

From the Committee on Finance:

By Mr. McLean, H. R. 240, S. R. 293, resolution to pay C. M. Busbee for professional services, recommending it do pass.

Mr. White moved to reconsider the vote by which

S. B. 157, bill to incorporate the Harper Fabric Company, passed its third reading on yesterday.

The motion prevailed.

The question recurring upon the passage of the bill on its third reading,

By request, the bill was informally passed over for the present.

Mr. White, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

Senate amendment to H. B. 55, S. B. 246, a bill to be entitled an act to prohibit emigrant agents from plying their vocation in the State without first obtaining license and for other purposes;

S. B. 334, a bill to be entitled an act to amend section 685 of *The Code*.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Wilcox, S. B. 378, bill to declare the Tyson and Jones Buggy Company a duly incorporated company, and to amend and enlarge its charter. Referred to the Committee on Corporations.

By Mr. Mitchell, S. B. 379, bill to incorporate Duke's Bank. Referred to the Committee on Corporations.

By Mr. Rose, S. B. 380, bill to repeal sections 21 and 22, Laws of 1887, known as the "Merchants Tax." Referred to the Committee on Finance.

By Mr. Williams, S. B. 381, bill to amend chapter 410, Laws of 1887, entitled "An act supplemental to chapter 308, Laws of 1885," entitled an act to establish and maintain an industrial school. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Reynolds (by request), S. B. 382, bill to amend chapter 224 of the Laws of 1889. Referred to the Committee on Finance.

By Mr. Butler, S. B. 383, bill to amend chapter 52, sections 3632 and 3635, of *The Code* in reference to Laws and Supreme Court Reports in the State Library. Referred to the Committee on Library.

By Mr. Aycock, S. B. 384, bill to incorporate the Mount Olive Railway and Lumber Company. Referred to the Committee on Corporations.

By Mr. Turner (by request), S. B. 385, bill establishing a geological survey of the State of North Carolina. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Walser, S. R. 386, resolution requesting North Carolina's members of Congress to use their influence to secure the submission of an amendment to the Constitution of the United States to elect Senators of the United States by a direct vote of the people. Placed on the Calendar.

By Mr. Allen of Bladen, S. B. 387, bill to regulate the compensation of teachers of public schools. Referred to the Committee on Education.

By Mr. Aycock, S. B. 388, bill to amend chapter 122, Private Laws of 1889. Referred to the Committee on Corporations.

On motion of Mr. Freeman, S. B. 342, bill in regard to insurance companies, was ordered printed.

UNFINISHED BUSINESS.

S. B. 69, bill to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors, was taken up on its second reading, it being the unfinished business of yesterday.

Mr. Aycock moved to amend:

Add at the end of section 2 the following: "*Provided*, that the bond shall not exceed fifty thousand dollars."

Adopted.

Mr. Greene of Wake moved to amend:

Strike out in lines 15 and 16 all after the word "creditors."

Adopted.

Pending consideration, the hour for the consideration of the

SPECIAL ORDER,

arrived, and

S. B. 254, bill to incorporate the Soldiers' Home was taken up on its second reading.

The substitute reported by the Committee on Military Affairs was read.

Mr. Aycock moved to amend:

Strike out in section 5, in line 4, the words "any money" and insert in lieu thereof the words the "pension fund"; strike out in section 5, 4th and 5th lines, the words "not otherwise appropriated." Add to section 5: "*Provided*, that the appropriation for the year 1891 shall be paid out of the general funds in the public treasury not otherwise appropriated."

On the adoption of the amendment

Mr. Aycock demanded the ayes and noes, which were ordered, and the amendment was lost, ayes 15, noes 27, as follows:

Those voting in the affirmative were:

Messrs. Alston, Aycock, Bishop, Bull, Chesson, Durham, Greene of Wake, Parker, Reynolds, Skinner, Stanford, Turner, Twitty, White and Wilcox — 15.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Bellamy, Bowers, Bryan, Butler, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Morgan, Paine, Rose, Shankle, Speight, Walser and Williams — 27.

On motion, the following names were added to the corporators:

By Mr. Bellamy — Colonel E. D. Hall of New Hanover, Major Charles W. McClammy of Pender, Colonel W. H. Cheek and D. Y. Cooper of Vance.

By Mr. McLean — Major T. D. Love of New Hanover, and Lieutenant T. McBride of Robeson.

By Mr. Bowers — Colonel F. M. Parker, Colonel W. A. Johnston and Captain W. H. Kitchen of Halifax.

By Mr. Galloway — W. H. Dail of Greene.

By Mr. Allen of Bladen — John A. McDowell, Major John C. Monroe and John C. Daniel of Bladen.

By Mr. Bryan — Captain A. G. Mosely of Duplin.

By Mr. Paine — Major W. A. Graham, Major H. W. Burton of Lincoln, and Lieutenant M. O. Sherrell of Catawba.

By Mr. Durham — Colonel W. G. Norriss, Colonel W. A. Stowe of Gaston, and Thomas D. Lattimore of Cleveland.

By Mr. Wilcox — W. P. Wood of Randolph.

By Mr. Rose — E. J. Holt of Johnston.

By Mr. Parker — Captain Riddick Gatling of Gates, and Colonel James M. Wynn of Hertford.

By Mr. Morgan — Captain W. B. Shaw of Currituck, and Colonel G. G. Luke of Camden.

By Mr. Davis of Franklin — C. M. Cooke of Franklin.

By Mr. Chesson — L. J. Fagan, E. R. Latham of Washington, and Captain W. H. Lucas of Hyde.

By Mr. Butler — Major W. L. Faison of Sampson.

By Mr. Allen of Granville — Captain A. H. A. Williams of Granville.

By Mr. Walser — Captain F. C. Robbins of Davidson.

By Mr. Mitchell — L. H. Hunt, J. P. Rainey and W. T. Farley of Caswell.

By Mr. Greene of Harnett — J. W. Atkinson and A. D. McGill of Cumberland

By Mr. Bishop — General M. W. Ransom of Northampton.

By Mr. Culbreth — Captain V. V. Richardson and A. F. Powell of Columbus.

By Mr. Davis of Haywood — Judge J. C. L. Gudger and G. S. Ferguson of Haywood, Colonel A. C. McAlister of Randolph, Colonel A. H. Baird, J. H. Courtney, Colonel J. M. Ray, Captain A. B. Thrash, Colonel J. S. McElroy and Captain J. M. Gudger of Buncombe.

By Mr. Avery — C. B. Watson and Capt. D. P. Mast of Forsyth, Capt. J. C. Mills and J. W. Happoldt of Burke.

By Mr. McLarty — Capt. B. F. Richardson of Union.

By Mr. Aycock — Richard Ward of Duplin.

By Mr. White — Lieut. James B. Pool of Alexander.

By Mr. Williams — Capt. Abram Coxe of Pitt.

Thus amended, the substitute was adopted.

The bill passed its second reading and was put upon its third reading.

Mr. Turner moved to amend:

Add a new section, to be section ____: "That the tax-levying power of the several counties of the State shall levy, in addition to the State tax and the tax for pensions, one-fourth of a cent on every one hundred dollars' worth of property, and three-fourths of a cent on all polls, to be hereafter appropriated to the support of the Soldiers' Home provided for in this act."

On the adoption of the amendment,

Mr. Turner demanded the ayes and noes, which were ordered, and the amendment was lost, ayes 10, noes 31, as follows:

Those voting in the affirmative were:

Messrs. Aycock, Bryan, Durham, Grigsby, Parker, Reynolds, Skinner, Turner, White and Wilcox — 10.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bellamy, Bishop, Bowers, Bull, Butler, Chesson,

Courts, Culbreth, Davis of Franklin, Freeman, Galloway, Greene of Wake, Hobson, King, McLean, McLarty, Mitchell, Morgan, Paine, Rose, Shankle, Speight, Stanford, Twitty, Walser and Williams — 31.

On the passage of the bill on its third reading,

Mr. Turner demanded the ayes and noes, which were ordered, and the bill passed its third reading, ayes 41, noes --, as follows:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reynolds, Rose, Shankle, Skinner, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 41.

The bill was ordered engrossed and sent to the House of Representatives.

On motion of Mr. Williams, the Senate adjourned until to-morrow morning at 11 o'clock.

TWENTY-SIXTH DAY.

SENATE CHAMBER, February 5, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Nash, of the city.

The Journal of yesterday was approved.

Leave of absence was granted Messrs. Turner and Twitty until Monday next.

Mr. Lucas asked and obtained consent to be entered on the Journal as voting in the affirmative on S. B. 254, bill to incorporate the Soldiers' Home.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. King, petition from citizens of Green Township in Guilford County, asking that certain local option law in said township be amended. Referred to the Committee on Propositions and Grievances.

Petition of citizens of Green Township, Guilford County, asking that certain local option law in said township be not repealed.

By Mr. Bowers, petition from citizens of Halifax asking that magistrates be remunerated for public service. Referred to the Committee on Judiciary.

By Mr. Turner, petition from E. E. Presley and others, asking to incorporate Concord Church in Concord Township, Iredell County. Referred to the Committee on Propositions and Grievances.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

By Mr. Aycock, S. B. 388, bill to amend chapter 122, Private Laws of 1889, recommending it do pass;

S. B. 150, bill to repeal the old and grant a new charter for the town of Ruffin, North Carolina, recommending it do pass.

By Mr. Allen of Bladen, S. B. 379, bill to incorporate Duke's Bank, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Wilcox, S. B. 365, bill to incorporate the town of Trinity, recommending it do pass.

By Mr. Ardrey, S. B. 358, bill to incorporate the North Carolina Society for the Prevention of Cruelty to Animals and Children, recommending it do pass.

By Mr. Courts, S. B. 144, bill to incorporate the New River Oyster Company, recommending it do pass.

By Mr. Bellamy, S. B. 384, bill to incorporate the Mount Olive Railway and Lumber Company, recommending it do pass.

From the Committee on Finance:

By Mr. Morgan, S. B. 367, bill authorizing the Commissioners of Haywood County to levy a special tax, recommending it do pass;

S. B. 359, bill to authorize the Board of Commissioners of Burke County to issue bonds and for other purposes, recommending it do pass;

H. B. 430, S. B. 371, bill to amend chapter 98, Laws of 1879, entitled an act to compromise, commute and settle the State debt, recommending it do pass.

By Mr. Davis of Haywood, S. B. 346, bill to authorize the Board of Commissioners of Stanly County to issue bonds to build a court-house, recommending it do pass.

By McLean, S. B. 338, bill to empower the Board of Commissioners of New Hanover County to issue bonds for the erection of a court-house and for other purposes, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Courts, H. B. 464, S. B. 374, bill to authorize the Commissioners of Craven County to levy a special tax, recommending it do pass.

From Special Select Committee on Railroad Commission:

By Mr. Butler, S. B. 175, bill to provide for the general supervision of railroads, steamboat or canal companies, express and telegraph companies doing business in the State of North Carolina, reporting a substitute therefor, and recommending the substitute do pass.

Messrs. Grigsby and Walser gave notice of majority reports thereon.

On motion of Mr. Butler, five hundred copies of the reports were ordered printed.

Mr. Davis of Haywood, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly

engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 156, a bill to be entitled an act to incorporate the Leaksville Aluminium Manufacturing Company;

S. B. 254, a bill to be entitled an act to incorporate the Soldiers Home Association, and make an appropriation towards its support.

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 184, H. B. 395, an act to enable the Board of Commissioners of the town of Washington to procure a railroad for said town;

H. B. 145, S. B. 268, an act to amend chapter 173 of the Laws of 1889 to prevent hog cholera;

S. B. 153, H. B. 348, an act to provide where offences shall be prosecuted in cases where a mortal wound is inflicted on the high seas or without this State, and death happens in this State;

S. B. 24, H. B. 321, an act to amend the charter of the town of Reidsville;

S. B. 116, H. B. 402, an act to enable the Young Men's Christian Association of Wilmington, North Carolina, to issue bonds and for other purposes;

H. B. 260, S. B. 306, an act to incorporate the Franklinton Christian College;

H. B. 267, S. B. 303, an act to amend section 2566 of the School Law of 1889;

S. B. 151, H. B. 391, an act to repeal chapter 132, Laws of 1885, in relation to the manner of entering public lands;

S. B. 88, H. B. 459, an act to amend the charter of the town of Tryon City in the county of Polk;

H. B. 324, S. B. 80, an act authorizing the Treasurer to pay witnesses who were examined before committee to examine non-tax-paying corporations.

S. B. 40, H. B. 367, an act to amend chapter 313, Laws of 1887, in relation to the sale of liquor in Greene County;

S. B. 171, H. B. 403, an act to consolidate and revise the charter of the town of Salem.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Aycock, S. B. 389, bill to amend chapter 2, Vol. II of *The Code*, entitled "Asylums," to change the name of the Eastern North Carolina Insane Asylum and for other purposes. Placed on the Calendar.

By Mr. Hobson, S. B. 390, bill for the collection and apportionment of railroad taxes in certain townships in Rowan County and for other purposes. Referred to the Committee on Propositions and Grievances.

By Mr. Bull, S. B. 391, bill to incorporate the Citizens Bank of Newbern, N. C. Referred to the Committee on Banks and Currency.

By Mr. King, S. B. 392, bill to amend sections 75 and 109, chapter 219, Laws of 1889, entitled an act to amend the charter of the city of Greensboro. Placed on the Calendar.

Also (by request), S. B. 393, bill to incorporate the Commercial Security Company of Greensboro, N. C. Referred to the Committee on Corporations.

By Mr. Speight, S. B. 394, bill to authorize the Albemarle and Raleigh Railroad Company to change the location of its main line from some point near the town of Tarboro and into said town. Referred to the Committee on Internal Improvements.

By Mr. Morgan, S. B. 395, bill to amend chapter 126, Private Laws of 1889, in relation to the town charter of Elizabeth City. Referred to the Committee on Corporations.

By Mr. Parker, S. B. 396, bill to repeal the charter of the Murfreesboro Railroad Company. Referred, with accom-

panying petitions, to the Committee on Propositions and Grievances.

By Mr. Twitty, S. B. 397, bill to incorporate Green River Baptist Church in Polk County. Referred to the Committee on Propositions and Grievances.

By Mr. Avery, S. B. 398, bill to amend article 4, section 27, of the Constitution so as to allow the General Assembly to increase and regulate the jurisdiction and powers of Justices of the Peace for the purpose of reducing costs in minor causes. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 399, bill to incorporate the Brunswick, Western and Southern Railroad Company. Referred to the Committee on Corporations.

S. B. 400, bill to amend the Howard Relief Fire-engine Company of Wilmington. Referred to the Committee on Corporations.

By Mr. Lucas, S. B. 401, bill to provide for the payment of the indebtedness of Beaufort County. Referred to the Committee on Finance.

By Mr Ardrey, S. B. 402, bill to extend for a period of thirty years an act incorporating the Baltimore and North Carolina Copper and Gold Mining Company. Referred to the Committee on Corporations.

S. B. 403, bill to change the name of Mecklenburg County Poor-house. Placed on the Calendar.

By Mr. McLean, S. B. 404, bill to amend section 5, chapter 400, Laws of 1887. Referred to the Committee on Education.

By Mr. Bellamy, S. B. 405, bill to drain Lyon Swamp in Pender County. Referred to the Committee on Propositions and Grievances.

By Mr. Lucas, S. B. 406, bill for the relief of Dr. Lewis H. Reed of Martin County, N. C. Referred to the Committee on Finance.

On motion of Mr. Bishop,

S. B. 105, bill to amend sections 751, 758, 761 and 763 of *The Code* in reference to claims, etc., against County and Finance Committees, was withdrawn from the Committee on Claims and placed on the Calendar.

On motion of Mr. Bishop, the bill was taken up; and on his further motion it was referred to the Committee on Judiciary.

On motion of Mr. Bellamy,

S. B. 144, bill to incorporate the New River Oyster Company was taken up on its second reading.

On motion of Mr. Gilman, it was referred to the Committee on Fish and Fisheries.

UNFINISHED BUSINESS.

S. B. 69, bill to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors, was taken up on its second reading, it being the unfinished business of yesterday.

Mr. Bellamy moved to amend:

Strike out all of lines one and two and the words "be valid unless" in the third line of section 2 and insert in lieu thereof "that."

Adopted.

On the passage of the bill on its second reading,

Mr. Williams demanded the ayes and noes, which were ordered, and the bill passed its second reading, ayes 32, noes 4, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bellamy, Bishop, Bryan, Bull, Chesson, Culbreth, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Wake, Grigsby, Hobson, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reynolds, Rose, Russell, Shankle, Skinner, Turner, Walser and Wilcox — 32.

Those voting in the negative were:
Messrs. Durham, King, Mitchell and Williams — 4.
The bill was put upon its third reading.
Mr. White moved to amend:

Add at end of section 1, "and where the mortgage has not been made within thirty days prior to said assignment."

Adopted.
Mr. Gilman demanded the previous question and was sustained.
The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:
S. B. 339, bill to amend the charter of the Salem Water-supply Company, on its third reading.
The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.
H. B. 57, S. B. 340, bill to incorporate the Bank of Commerce, Fayetteville, N. C., on its third reading.
The bill passed its third reading; the Senate amendment was ordered engrossed and sent to the House of Representatives.
House amendment to S. B. 38, H. B. 178, bill to create the office of timber inspector for the counties of Craven, Jones, Carteret and Onslow, was taken up.
Mr. Bellamy moved to amend the amendment:

Strike out "New Hanover."

Adopted.
Mr. Allen of Bladen, moved to amend:

Strike out "Bladen."

Adopted.

Thus amended, the House amendment was concurred in and the Senate amendment was ordered engrossed and sent to the House of Representatives.

S. B. 33, bill to amend an act to incorporate the town of Waxhaw in Union County, on its second reading.

By consent, Mr. McLarty withdrew the bill.

S. B. 55, bill to amend the Constitution of North Carolina, on its second reading.

Mr. Bishop demanded the previous question and was sustained.

The bill passed its second reading (three-fifths of all the Senators-elect voting therefor), ayes 38, noes 6, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Avery, Aycock, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Russell, Shankle, Speight, Turner, Twitty, White, Wilcox and Williams — 38.

Those voting in the negative were:

Messrs. Alston, Bull, Reynolds, Skinner, Stanford and Walser — 6.

The bill was put upon its third reading (three-fifths of all the Senators-elect voting therefor), ayes 39, noes 5, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell,

Morgan, Paine, Parker, Rose, Russell, Shankle, Speight, Turner, Twitty, White, Wilcox and Williams — 39.

Those voting in the negative were:

Messrs. Alston, Bull, Reynolds, Stanford and Walser — 5.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 403, bill to change the name of Mecklenburg County poor-house, on its second reading.

Mr. King moved to amend:

Insert "and Guilford."

On motion, the bill, with pending amendment, was passed over informally.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives announcing the agreement of that honorable body to a committee of conference between the two bodies on the refusal of the Senate to concur in

House amendments to S. B. 181, H. B. 352, bill to establish a normal and industrial school for white girls; and that the honorable Speaker had appointed as conferees on the part of the House, Messrs. Gilmer, Alexander, Grier and Ray.

Also, a message transmitting engrossed House bills, which were read the first time and disposed of as follows:

H. B. 29, S. B. 407, bill to prohibit non-residents from ranging stock in the county of Swain. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 95, S. B. 408, bill to amend the Laws of 1879 as to Central Church, Iredell County. Referred to the Committee on Propositions and Grievances.

H. B. 139, S. B. 409, bill to incorporate Globe Academy in Caldwell County. Referred to the Committee on Propositions and Grievances.

H. B. 301, S. B. 410, bill to incorporate Jonesboro Lodge, No. 127, Independent Order of Odd Fellows. Referred to the Committee on Corporations.

H. B. 361, S. B. 411, bill to incorporate Rural Hall Male and Female Academy in Forsyth County. Referred to the Committee on Corporations.

H. B. 378, S. B. 412, bill to abolish the March Term of Columbus Superior Court. Referred to the Committee on Judiciary.

H. B. 389, S. B. 413, bill to incorporate the Trustees of Belle View High School. Referred to the Committee on Education.

H. B. 416, S. B. 414, bill concerning the Clerk of the Superior Court of Wilson County. Referred to the Committee on Judiciary.

H. B. 425, S. B. 415, bill to incorporate the State Volunteer Firemen's Association. Referred to the Committee on Corporations.

Also, a message transmitting without engrossment H. B. 363, S. B. 416, bill to incorporate the Phœnix Hook and Ladder Company, No. 1, Washington, N. C., which was read the first time and referred to the Committee on Corporations.

THE CALENDAR

was resumed.

S. B. 102, bill to apportion the public school fund among the school population of the State, on its second reading.

On motion of Mr. Bryan, it was postponed until to-morrow, and made special order immediately at the expiration of the morning hour.

On motion of Mr. Greene of Wake, the Senate adjourned until to-morrow morning at 11 o'clock

TWENTY-SEVENTH DAY.

SENATE CHAMBER, February 6, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Carter, of the city.

The Journal of yesterday was approved.

Leave of absence was granted Mr. McLean until Wednesday next.

Mr. Williams was announced absent to-day on account of sickness.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. White, petition to prohibit the sale of spirituous liquors around Lebanon Baptist Church, Alexander County, N. C. Referred to the Committee on Propositions and Grievances.

Petition asking the prohibition of the sale of spirituous liquors around churches in the town of Wilkesboro. Referred to the Committee on Propositions and Grievances.

By Mr. Culbreth, petition from the citizens of the town of Whiteville asking the prohibition of intoxicating liquors. Referred to the Committee on Propositions and Grievances.

Petition from citizens of Columbus County asking that the commissioners be empowered to settle and compromise with the sureties of K. Haynes, late sheriff of said county. Referred to the Committee on Judiciary.

By Mr. Reid, petition from citizens of McDowell asking Greenlee Academy be incorporated. Referred to the Committee on Corporations.

By Mr. Gilman, petition to appoint R. N. White a Justice of the Peace for Pollocksville Township, Jones County. Referred to the Committee on Election of Justices of the Peace.

By Mr. Bellamy, petition from citizens of Pender County against prohibiting sale of liquor at Burgaw. Referred to the Committee on Propositions and Grievances.

Petition of citizens of Pender County asking the prohibition of the sale of liquor at Burgaw. Referred to the Committee on Propositions and Grievances

By Mr. Russell, petition from citizens of Durham County asking the incorporation of Duke's Chapel in Durham County. Referred to the Committee on Propositions and Grievances.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. White, H. B. 282, S. B 369, bill for the better drainage of the lands along Clear Creek, Mecklenburg County, recommending it do pass.

By Mr. Reynolds, S. B. 390, bill for the collection and apportionment of railroad taxes in certain townships in Rowan County and for other purposes, recommending it do pass.

By Mr. Parker, S. B. 405, bill to drain Lyon Swamp in Pender County, recommending it do pass.

By Mr. Gilman, S. B. 206, bill to amend chapter 40, section 2, Private Laws of 1889, relating to Rock Spring Camp Ground, recommending it do pass.

By Mr. Aycock, S. B. 218, bill for the relief of Samuel P. Austin, a Confederate soldier of Alexander County, North Carolina, reporting a substitute therefor, and recommending the substitute do pass.

From the Committee on Judiciary:

By Mr. Aycock, House amendment to S. B. 45, H. B. 368, bill regarding chattel mortgages, recommending concurrence therein.

By Mr. Morgan, House amendment to S. B. 90, H. B. 325, bill to compel personal representatives to plead the statute of limitations, recommending concurrence therein.

By Mr. Parker, S. B. 336, bill to amend section 2755 of *The Code*, relative to unauthorized entries and grants, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Reynolds, S. B. 366, bill to change a certain section of *The Code*, so as to allow notaries out of the State to verify pleadings, recommending it do pass.

By Mr. Avery, S. B. 363, bill to amend section 1246 of *The Code* of North Carolina in regard to the probate and registration of deeds, etc., where a Clerk of the Superior Court is a party, recommending it do pass.

S. B. 61, bill to prevent unnecessary cost and delay in the trial of criminal causes, reporting amendments, and, as amended, recommending it do pass.

From the Committee on Education:

By Mr. Walser, S. B. 387, bill to regulate the compensation of teachers of public schools, recommending it do not pass.

By Mr. Freeman, S. B. 404, bill to amend section 5, chapter 400, Laws of 1887, recommending it do pass.

From the Committee on Corporations:

By Mr. Chesson, S. B. 31, bill to amend the charter of the town of High Point, North Carolina, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Aycock, H. B. 336, S. B. 372, bill to incorporate the town of Faison, Duplin County, recommending it do pass.

Mr. Avery, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 55, bill to be entitled an act to amend the Constitution of North Carolina;

S. B. 69, a bill to be entitled an act to secure to creditors an equal and just division of the estates of debtors who convey to assignees for the benefit of creditors;

S. B. 339, a bill to be entitled an act to amend the charter of the Salem Water-supply Company;

Senate amendment to H. B. 57, S. B. 340, a bill to be entitled an act to incorporate the Bank of Commerce at Fayetteville, North Carolina;

Senate amendment to House amendment to S. B. 38, H. B. 178, a bill to be entitled an act to create the office of timber inspector for the counties of Chowan, Jones, Carteret and Onslow.

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 259, H. B. 514, an act to amend chapter 282, sections 1 and 5 of the Laws of 1887;

S B. 239, H. B. 456, an act to amend sections 28 and 34 of *The Code;*

S. B. 59, H. B. 293, an act to incorporate Leaksville Cotton Mills;

S. B. 243, H. B. 506, an act to authorize the Commissioners of Lincolnton, N. C., to issue bonds for the purpose of providing a system of water-works and other public improvements in said town;

S. B. 64, H. B. 345, an act to incorporate the Carolina Investment Company;

S. B. 20, H. B. 153, an act to amend chapter 280, Laws of 1889;

S B. 159, H. B. 374½, an act to incorporate the Smoky Gap and Blue Ridge Turnpike Company;

S. B. 146, H. B. 390, an act to amend an act incorporating the Georgetown and Charlotte Railroad Company;

S. B. 242, H. B. 481, an act to prohibit the manufacture and sale of intoxicating liquors within two miles of Davis' Chapel;

H. B. 55, S. B. 246, an act to prohibit emigrant agents from plying their vocation in this State without first obtaining a license therefor and for other purposes;

S. B. 235. H B. 480, an act to amend chapter 543, Laws of 1889;

S. B. 274, H. B. 509, an act to amend the charter of the Tarboro Land and Trust Company, so as to allow it to be organized when ten thousand dollars are subscribed, and to alter the provision that there shall be not less than seven nor more than fifteen directors to not less than three nor more than ten;

H. B. 281, S. B. 304, an act to amend chapter 253, Laws of 1889;

S. R. 109, H. R. 209, a resolution of instruction to our Senators and Representatives in Congress against the passage of the "Conger Lard Bill," and in favor of the "Paddock Pure Food Bill";

S. B. 248, H. B. 220, an act to amend an act entitled an act to amend the charter of the town of Asheville, ratified the 8th day of March, 1883, and all other acts amendatory of said charter and said act.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Wilcox, S. B. 417, bill for the benefit of the Fayetteville Independent Light Infantry Company of Fayetteville, N. C. Referred to the Committee on Military Affairs.

By Mr. McLarty, S. B. 418, bill to amend chapter 110, Private Laws of 1889. Referred to the Committee on Corporations.

By Mr. Bishop, S. B. 419, bill to amend chapter 2, Laws of 1889, it being an act for the relief of Northampton County. Referred to the Committee on Judiciary.

By Mr. McLean, S. B. 420, bill to prevent the use of screens in bar-rooms. Referred to the Committee on Propositions and Grievances.

By Mr. Parker, S. B. 421, bill to amend section 709 of *The Code*, in relation to Pasquotank County. Referred to the Committee on Judiciary.

By Mr. Culbreth, S. B. 422, bill to authorize the Commissioners of Columbus County to compromise and settle with the sureties of Kenneth Haynes, late Sheriff of said county. Referred to the Committee on Judiciary.

By Mr. Morgan, S. B. 423, bill to authorize the Commissioners of Pasquotank County to issue bonds and levy a special tax. Referred to the Committee on Finance.

By Mr. Galloway, S. B. 424, bill for the relief of the sureties of Luby Harper, former Sheriff of Greene County. Referred, with accompanying petition, to the Committee on Finance.

By Mr. Speight, S. B. 425, bill to incorporate the West Tarboro Land and Improvement Company. Referred to the Committee on Corporations.

By Mr. King, S. B. 426, bill to amend chapter 484, Laws of 1889, entitled an act to supplement the school fund. Referred to the Committee on Education.

By Mr. Reid, S. B. 427, bill to amend chapter 183, Private Laws of 1889, entitled an act to incorporate the town of Marion in McDowell County, N. C. Referred, with accompanying petition, to the Committee on Propositions and Grievances.

By Mr. Aycock, S. B. 428, bill to incorporate the town of Pikeville. Referred to the Committee on Corporations.

S. B. 429, bill to prevent the obstruction of fish in Little river. Referred to the Committee on Fish and Fisheries.

By Mr. Bishop, S. B. 430, bill to amend chapter 33 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 441, bill to amend section 22 of the Machinery Act. Referred to the Committee on Finance.

SPECIAL ORDER.

The morning hour having expired,

S. B. 102, bill to apportion the school fund among the school population of the State, was taken up on its second reading, it being the special order for that hour.

On motion of Mr. McLean, it was laid on the table.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

House amendment to S. B. 56, H. B. 212, bill to amend the charter of the Piedmont Bank of Morganton, N. C., was concurred in, and the bill was ordered enrolled.

S. B. 136, bill to incorporate the Wachovia Loan and Trust Company, on its third reading.

The several pending amendments offered by Mr. Butler were adopted.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 150, bill to repeal the old and grant a new charter for the town of Ruffin, N. C., on its second reading.

The bill passed its second reading, ayes 37, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bellamy, Bishop, Bowers, Bryan Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Freeman, Galloway, Gilman, Hobson, King, Lucas, McLean, McLarty, Morgan, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Stanford, Walser, White and Wilcox — 37.

Mr. McLean moved to reconsider the vote by which

S. B. 102, bill to apportion the public school fund among the school population of the State, was laid on the table.

Mr. King moved to lay the motion to reconsider on the table. Lost.

The motion to reconsider prevailed.

On motion of Mr. Avery, it was recommitted to the Committee on Judiciary.

THE CALENDAR

was resumed.

H. B. 8, S. B. 170, bill to perpetuate records, on its second reading.

On motion of Mr. Butler, the bill was laid on the table.

H. B. 219, S. B. 258, bill to incorporate the Trustees of Mount Amœna Female Seminary, on its second reading.

The amendment reported by the Committee on Propositions and Grievances was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 161, bill to incorporate the Wilmington and Southern Railway Company, on its second reading.

The amendments reported by the Committee on Internal Improvements were adopted.

The bill passed its second reading, ayes 31, noes __ , as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Avery, Aycock, Bellamy, Bishop, Bowers, Bryan, Butler, Courts, Culbreth, Davis of Haywood, Freeman, Galloway, Gilman, Hobson, King, Lucas, McLarty, Morgan, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight, Stanford, White and Wilcox—31.

H. R. 240, S. R. 293, resolution to pay C. M. Busbee for professional services, on its second reading.

The resolution passed its second and third readings and was ordered enrolled.

S. B. 236, bill to incorporate Leaksville Collegiate Institute, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 251, bill to amend chapter 64, Laws of 1883, entitled an act to incorporate the Southern Mining, Smelting and Manufacturing Company, on its second reading.

The bill passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. B. 279, bill to amend chapter 254, Laws of 1889, relative to the public school for the town of Littleton, N. C., on its second reading.

On motion of Mr. Alston, the bill was recommitted to the Committee on Education.

S. B. 309, bill to repeal chapter 531, Laws of 1889, on its second reading.

The bill failed to pass its second reading.

S. B. 310, bill to repair bridges, etc., passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 405, bill to drain Lyon Swamp in Pender County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 175, bill to provide for the general supervision of railroads, steamboat or canal companies, express or telegraph companies doing business in the State of North Carolina was,

On motion of Mr. Butler, postponed until to-morrow (Saturday, February 7th, inst.), and made the special order for 12 o'clock noon.

S. B 326, bill to amend chapter 453, Laws of 1889, on its second reading.

By consent, Mr. Bellamy withdrew the bill.

S. B. 342, bill in regard to insurance companies was,

On motion of Mr. Freeman, recommitted to the Committee on Insurance.

S. B. 338, bill to empower the Board of Commissioners of New Hanover County to issue bonds for the erection of a court-house and for other purposes, on its second reading.

The amendments reported by the Committee on Finance were adopted.

The bill passed its second reading, ayes 34, noes --, as follows:

Those voting the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Durham, Freeman, Galloway, Grigsby, King, Lucas, McLean, McLarty, Morgan, Paine Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, White and Wilcox — 34.

S. B. 343, bill to incorporate the town of Parkersburg in Sampson County, on its second reading.

The bill passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Aycock, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Grigsby, Hobson, King, McLarty, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Stanford, White and Wilcox — 32.

Mr. Avery moved the Calendar be placed under the control of the President for the remainder of the session. Adopted.

S. B. 404, bill to amend section 5, chapter 400, Laws of 1887, on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 346, bill to authorize the Commissioners of Stanly County to issue bonds to build a court-house, passed its second reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville Ardrey, Avery, Aycock, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Freeman, Gilman, Grigsby, Hobson, King, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, White and Wilcox — 33.

S. B. 348, bill to require banks, banking institutions and bankers within the State of North Carolina to make stated reports to the State Treasurer, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 464, S. B. 374, bill to authorize the Commissioners of Craven County to levy a special tax, on its second reading.

The bill passed its second reading, ayes 33, noes __ , as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Aycock, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Speight, Stanford, White and Wilcox — 33.

S. B. 350, bill to amend chapter 159, Private Laws of 1887, relative to the town of Southern Pines, on its second reading.

The bill passed its second reading, ayes 32, noes __ , as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Aycock, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Speight, Stanford, White and Wilcox — 32.

S. B. 403, bill to change the name of Mecklenburg County poor-house, on its second reading.

By consent, Mr. King withdrew the pending amendment offered by himself to the bill on yesterday.

Mr. King offered a substitute for the bill, which was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 354, bill in relation to the pay of Justices of the Peace in certain cases on its second reading.

By consent, Mr. Morgan withdrew the bill.

S. B. 355, bill to amend chapter 366, Laws of 1885, in relation to the stock law in White Oak Township in Bladen County, on its second reading.

The bill passed its second reading, ayes 32, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Shankle, Speight, Stanford, White and Wilcox — 32.

S. B. 356, bill to provide for holding the Superior Courts of this State in the absence of the Judge legally appointed to hold them, on its second reading.

By consent, Mr. Paine withdrew the bill.

S. B. 357, bill to allow widows, tenants by courtesy and others to claim the present value of their estates in money, on its second reading.

By consent, Mr. McLarty withdrew the bill.

S. B. 358, bill to incorporate the North Carolina Society for the Prevention of Cruelty to Animals and Children, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 430, S. 371, bill to amend chapter 98, Laws of 1879, entitled an act to commute, compromise and settle the State debt, passed its second and third readings and was ordered enrolled.

S. B. 359, bill to authorize the Board of Commissioners of Burke County to issue bonds and for other purposes, passed its second reading, ayes 35, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Grigsby, Hobson, King, Lucas, McLarty, Morgan, Paine, Parker, Reid, Rose, Shankle, Speight, Stanford, Walser, White and Wilcox — 35.

S. B. 361, bill to require all dealers in sheep to adopt a brand and have the same registered, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 367, bill authorizing the Commissioners of Haywood County to levy a special tax, passed its second reading, ayes 33, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Culbreth, Davis of Haywood, Durham, Galloway, Gilman, Grigsby, Hobson, King, Lucas, McLarty, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Speight, Stanford, White and Wilcox — 33.

S. B. 379, bill to incorporate Duke's Bank, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 392, bill to amend sections 75 and 109, chapter 219, Laws of 1889, entitled an act to amend the charter of the city of Greensboro, N. C., passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 388, bill to amend chapter 122, Private Laws of 1889, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bills and House amendments

to Senate bills, which were read the first time and disposed of as follows:

H. B. 133, S. B. 431, bill to amend chapter 17, section 708 of *The Code*. Referred to the Committee on Judiciary.

H. B. 287, S. B. 432, bill to amend section 3383 of *The Code*. Referred to the Committee on Judiciary.

H. B. 310, S. B. 433, bill to incorporate Mebane Academy in Alamance County. Referred to the Committee on Corporations.

H. B. 365, S. B. 434, bill to appoint H. Cabannis a Justice of the Peace for township No. 6, in Cleveland County. Referred to the Committee on Election of Justices of the Peace.

H. B. 371, S. B. 435, bill to incorporate the North Carolina Slate Company. Referred to the Committee on Corporations.

H. B. 339, S. B. 436, bill to amend chapter 124, Private Laws of 1889. Referred to the Committee on Judiciary.

H. B. 364, S. B. 437, bill to authorize the Commissioners of Perquimans County to levy a special tax. Referred to the Committee on Finance.

H. B. 333, S. B. 438, bill to incorporate the Asheville and Victoria Water-supply Company. Referred to the Committee on Corporations.

House amendment to S. B. 222, H. B. 483, bill to amend section 2831 of *The Code*, was,

On motion of Mr. Avery, concurred in, and the bill was ordered enrolled.

Also, a message transmitting without engrossment

H. B. 319, S. B. 435, bill to charter Robeson Institute, Lumberton, North Carolina. Referred to the Committee on Education.

H. B. 13, S. B. 440, bill to amend section 1246 of *The Code*, in relation to registration of deeds. Referred to the Committee on Judiciary.

On motion of Mr. Morgan, the Senate adjourned until to-morrow morning at 11 o'clock.

TWENTY-EIGHTH DAY.

SENATE CHAMBER, February 7, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

The Journal of yesterday was approved.

Leave of absence was granted Messrs. Hobson, Davis of Franklin, Atwater and Bryan, on account of sickness.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Culbreth, petition from citizens of Columbus County asking that the sale of spirituous liquors be not prohibited in the town of Whiteville. Referred to the Committee on Propositions and Grievances.

By Mr. Bellamy, petition of citizens of Wilmington for an amendment to its charter making it optional for the Aldermen to elect a Mayor either from or outside of their number. Referred to the Committee on Corporations.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Banks and Currency:

By Mr. Russell, S. B. 391, bill to incorporate the Citizens Bank of New Bern, N. C., reporting amendments, and, as amended, recommending it do pass.

By Mr. Allen of Granville, H. B. 6, S. B. 368, bill to incorporate the Farmers and Merchants Bank of New Bern, recommending it do pass.

From the Committee on Propositions and Grievances:

By Mr. Hobson, S. B. 364, bill to prevent the spread of contagious diseases in the schools of the State, recommending it do not pass.

From the Committee on Corporations:

By Mr. Mitchell, S. B. 360, bill to change the manner of electing a mayor for the city of Wilmington, N. C., recommending it do pass.

H. B. 359, S. B. 370, bill to incorporate the Young Men's Christian Association of Asheville, N. C., recommending it do pass.

By Mr. Wilcox, H. B. 371, S. B. 435, bill to incorporate the North Carolina Slate Company, reporting amendments, and, as amended, recommending it do pass.

By Mr. Bellamy, S. B. 399, bill to incorporate the Brunswick Western and Southern Railroad Company, recommending it do pass.

By Mr. Chesson, S. B 395, bill to amend chapter 126, Private Laws of 1889, in relation to the town charter of Elizabeth City, recommending it do pass.

By Mr. Stanford, H. B. 425, S. B. 415, bill to incorporate the State Volunteer Firemen's Association, recommending it do pass.

By Mr. Aycock, S. B. 267, bill to incorporate the Western North Carolina River Improvement Company, recommending it do not pass;

S. B. 393, bill to incorporate the Commercial Security Company of Greensboro, N. C., recommending it do pass;

S. B. 352, bill to incorporate the Asheville and Thermal Belt Railroad Company, recommending it do pass.

By Mr. Bellamy, H. B. 301, S. B. 410, bill to incorporate Jonesboro Lodge, No. 127, Independent Order of Odd Fellows, recommending it do pass.

By Mr. Allen of Granville, H. B. 361, S. B. 411, bill to incorporate Rural Hall Male and Female Academy in Forsyth County, recommending it do pass;

H. B. 363, S. B. 416, bill to incorporate the Phœnix Hook and Ladder Company, No. 1, of Washington, N. C., reporting an amendment, and, as amended, recommending it do pass.

From the Committee on Finance:

By Mr. Paine, S. B. 423, bill to authorize the Commissioners of Pasquotank County to issue bonds and levy a special tax, recommending it do pass.

By Mr. Davis of Haywood, S. B. 401, bill to provide for the payment of the indebtedness of Beaufort County, recommending it do pass.

By Mr. Speight, H. B. 422, S. B. 373, bill to authorize the city of Goldsboro to issue bonds, recommending it do pass.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bills and House amendment to Senate bill, which were read the first time and disposed of as follows:

H. B. 49, S. B. 442, bill to amend and consolidate the several acts heretofore passed for the better regulation and government of the city of Burlington in Alamance County. Referred to the Committee on Corporations.

H. B. 72, S. B. 443, bill to facilitate the cancellation of mortgages and deeds of trust Referred to the Committee on Judiciary.

H. B. 90, S. B. 444, bill to amend chapter 137, Laws of 1889, in relation to improving certain streams in Rockingham County. Referred to the Committee on Propositions and Grievances.

H. B. 94, S. B. 445, bill to amend chapter 133, Laws, of 1889, incorporating the town of Hasty in Richmond County. Referred to the Committee on Corporations.

H. B 103, S. B. 446, bill to prohibit the sale of liquor in the town of Burgaw. Referred to the Committee on Propositions and Grievances.

H. B. 158, S. B. 447, bill to dispose of the unclaimed dead bodies of convicts. Referred to the Committee on Judiciary.

H. B. 204, S. B. 448, bill to amend chapter 224, Laws of 1887. Referred to the Committee on Judiciary.

H. B. 205, S. B. 449, bill incorporating the stockholders of Sparta Institute. Referred to the Committee on Corporations.

H. B. 249, S. B. 450, bill to incorporate the town of Glenville in Jackson County. Referred to the Committee on Corporations.

H. B. 286, S. B. 451, bill to regulate fishing in Pamlico river. Referred to the Committee on Fish and Fisheries.

H. B. 381, S. B. 452, bill to amend section 1972 of *The Code*. Referred to the Committee on Judiciary.

H. B. 387, S. B. 453, bill for the protection of fish in Granville County. Referred to the Committee on Fish and Fisheries.

H. B. 424, S. B. 454, bill to amend chapter 219, Laws of 1883. Referred to the Committee on Judiciary.

H. B. 469, S. B. 455, bill to incorporate the Fries Manufacturing and Power Company. Referred to the Committee on Corporations.

House amendment to Senate substitute for H. B. 77, S. B. 140, bill to amend *The Code* in regard to the sale and renting of property by guardians, was,

On motion of Mr. Aycock, concurred in, and the bill was ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Wilcox, S. B. 456, bill to prohibit the sale of intoxicating liquors in two miles of Mount Union Church, Moore County. Referred to the Committee on Propositions and Grievances.

By Mr. Davis of Haywood, S. B. 457, bill to prevent the sale of deadly weapons. Referred to the Committee on Propositions and Grievances.

By Mr. Bishop, S. B. 458, bill to amend section 709 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Gilman, S. B. 459, bill to perpetuate the landmarks of oyster grounds in Onslow County and to facilitate the catching of migratory fish. Referred to the Committee on Fish and Fisheries.

By Mr. Bellamy, S. B. 460, bill to pay the proprietor of the *Wilmington Messenger*, *Raleigh News and Observer* and other papers of this State for publication of the location of the oyster grounds under the Laws of 1887. Referred to the Committee on Finance.

By Mr. Avery (by request), S. B. 461, bill to incorporate the Blue Ridge and Saluda Turnpike Company. Referred to the Committee on Internal Improvements.

By Mr. Lucas, S. B. 462, bill to extend the provisions of section 1980 of *The Code* for the Washington and Kinston Railway Company. Referred to the Committee on Internal Improvements.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 464, S. B. 374, bill to authorize the Commissioners of Craven County to levy a special tax, passed its third reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Aycock, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Durham, Galloway, Gilman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, White and Wilcox — 32.

The bill was ordered enrolled.

S. B. 150, bill to repeal the old and grant a new charter for the town of Ruffin, N. C., passed its third reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bellamy, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Galloway, Gilman, Greene of Wake, King, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, White and Wilcox — 30.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 161, bill to incorporate the Wilmington and Southern Railway Company, passed its third reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Avery, Aycock, Bishop, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Durham, Galloway, Gilman, Greene of Wake, King, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, White and Wilcox — 31.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 338, bill to empower the Board of Commissioners of New Hanover County to issue bonds for the erection of a court-house and for other purposes, passed its third reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Galloway, Gilman, Greene of Wake, Grigsby, King, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, White and Wilcox — 34.

The bill was ordered engrossed and sent the House of Representatives.

S. B. 343, bill to incorporate the town of Parkersburg in Sampson County, passed its third reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Gilman, King, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, White and Wilcox — 30.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 346, bill to authorize the Board of Commissioners of Stanly County to issue bonds to build a court-house, passed its third reading, ayes 28; noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Gilman, King, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Russell, Shankle, Skinner, Speight, Stanford, White and Wilcox — 28.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 355, bill to amend chapter 366, Laws of 1885, in relation to the stock law in White Oak Township in Bladen County, passed its third reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Bishop, Bryan, Butler, Chesson, Courts, Davis of Haywood, Galloway, Gilman, Greene of Wake, King, Lucas, McLarty, Mitchell, Morgan, Paine. Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, White and Wilcox — 28.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 359, bill to authorize the Board of Commissioners of Burke County to issue bonds and for other purposes, passed its third reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Gilman, Greene of Wake, Grigsby, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, White and Wilcox — 30.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 367, bill to authorize the Commissioners of Haywood County to levy a special tax, passed its third reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Galloway, Gilman, Greene of Wake, Grigsby, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, White and Wilcox — 33.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 31, bill to amend the charter of the town of High Point, N. C., on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Galloway, Gilman, Greene of Wake, King, Lucas, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, White and Wilcox — 32.

House amendment to S. B. 45, H. B. 368, bill regarding chattel mortgages, was concurred in, and the bill was ordered enrolled.

House amendments to S B. 90, H. B. 325, bill to compel personal representatives to plead the statutes of limitations was concurred in, and the bill was ordered enrolled.

H. B. 282, S. B. 369, bill for the better drainage of the lands along Clear Creek, Mecklenburg County, passed its second and third readings and was ordered enrolled.

H. B. 336, S. B. 372, bill to incorporate the town of Faison, Duplin County, passed its second reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Gilman, Greene of Wake, Grigsby, Lucas, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, White and Wilcox — 31.

S. B. 61, bill to prevent unnecessary cost and delay in the trial of criminal causes, on its second reading.

The amendment reported by the Committee on Judiciary was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

SPECIAL ORDER.

The hour of 12 o'clock noon having arrived,

S. B. 175, bill to provide for the general supervision of railroads, steamboat and canal companies, express and telegraph companies doing business in the State of North Carolina, was taken up on its second reading, it being the special order for that hour.

Mr. Grigsby, for a minority of the Committee on Railroad Commission, submitted a report, accompanied by a substitute, recommending the substitute do pass.

Mr. Aycock demanded the previous question upon the substitute reported by the minority of the committee and was sustained.

Mr. Grigsby demanded the ayes and noes on the adoption of the substitute reported by the minority, which were ordered, and the substitute was lost, ayes 7, noes 30, as follows:

Those voting in the affirmative were:

Messrs. Alston, Bull, Grigsby, Reynolds, Skinner, Stanford and Walser — 7.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bellamy, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Galloway, Gilman, Greene of Wake, King, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, White, Wilcox and Williams — 30.

Mr. Lucas moved the Senate go into committee of the whole for the consideration of the bill. Lost.

The question recurred upon the substitute reported by a majority of the Committee.

Mr. Butler moved to amend the substitute:

Amend section 1, line 63, by striking out the words "who has been a paid," and insert in lieu thereof the words "shall have been a."

Amend section 25, line 24, by adding after the word "owner" the words, "but a failure to attend shall not prejudice his cause." Strike out the words "three times" in lines 23 and 36 of said section.

Amend section 7 by adding at the end thereof the following: "And the said Commissioners are authorized and required to publish the said rates or a summary thereof in some convenient form for the information of the public, and quarterly thereafter the changes made in said schedules if they deem it advisable."

Adopted.

Mr. Lucas moved to amend:

Amend section 2, line 2, by striking out "twenty-five hundred" and insert in lieu thereof "two thousand."

On the adoption of this amendment Mr. Lucas asked for the ayes and noes, which were ordered, and the amendment was adopted, ayes 25, noes 13, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Bowers, Bull, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Gilman, Greene of Wake, Grigsby, Lucas, McLarty, Paine, Reid Reynolds, Shankle, Skinner, Speight, Stanford, Walser, Wilcox and Williams — 25.

Those voting in the negative were:

Messrs Ardrey, Avery, Aycock, Bellamy, Bishop, Butler, Galloway, King, Mitchell, Morgan, Parker, Russell and White — 13.

Mr. Walser moved to amend:

Add after the word "act" in line 3 of section 1, these words: "And that no more than two of the commissioners shall belong to the same political party."

Lost.

Mr. Grigsby moved to amend:

Insert in line 3, section 1, after the word "act" the following, "And no member of this General Assembly shall be eligible for the position of Railroad Commissioner."

On the adoption of this and all other amendments the ayes and noes were demanded by Mr. Grigsby, and were ordered.

This amendment was then adopted, ayes 30, noes 6, as follows:

Those voting the affirmative were:

Messrs Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bellamy, Bishop, Bowers, Bull, Chesson, Courts, Davis of Haywood, Durham, Galloway, Gilman, Grigsby, King, Lucas, McLarty, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Skinner, Stanford, Walser, White and Wilcox — 30.

Those voting in the negative were:

Messrs. Aycock, Butler, Greene of Wake, Mitchell, Speight and Williams — 6.

Mr. Grigsby offered amendments as follows:

That section 5 shall be amended to read as follows:

SEC. 5. That each railroad or other corporation named in this act shall, within thirty days after the organization of the Commissioners, file with them a schedule of their rates of charges for freight and passenger tariffs. That the Commissioners shall carefully examine the same to ascertain if the rates be reasonable and just, and such rates, when approved by the Commissioners, shall be observed by such company or companies doing business in this State. In considering such rates they shall consider as far as practicable the actual value of the employed capital of the corporation, the earnings of the railroad, and the cost of operating the same, the competition of rival lines of water or railroad transportation companies within the State, and any and all other matters proper to be considered by them. They shall also examine into the charges made by railroad companies at all stations for the necessary handling and delivery of freight, and see that the same are just and reasonable; shall make such just and reasonable rules and regulations as may be necessary for preventing unjust discrimination in the transportation of freight and passengers on all the railroads in the State; shall consider the rate of charges for the use of railroad cars carrying any and all kind of freight and passengers, no matter by whom owned or carried, and see that the same are just and reasonable;

and shall make just and reasonable rules and regulations to be observed by said railroad companies on said railroads, to prevent the paying, giving and receiving of any rebate or bonus, directly or indirectly, and from misleading or deceiving the public in any manner as to the real rates charged for freight or passengers."

Amendments to section 7: Strike out section 7 down to the word "when" in line 17 and insert:

"SEC. 7. That the said Commissioners are hereby authorized and required, upon their consideration of the schedules and rates and fares and charges of all kinds mentioned in section 5, to examine and ascertain if the same be just and reasonable, and to notify such railroad or other companies of any changes which they deem requisite in order to make such fares just and reasonable; and any railroad or other company failing to make such changes, if the fares, rates and charges be not reasonable and just, shall be liable to the penalties provided in section 3, and the decision of the Commissioners shall be taken in all courts of this State as *prima facie* evidence that the rates therein named are just and reasonable rates and charges for the transportation of passengers and freight and cars upon the railroads; and said Commissioners shall, from time to time, when a change of circumstances may require, cause the schedules to be revised."

Add after the word "determination" in line 94 the words, "any sums remaining in the Treasury for which application is not made shall be repaid to the company paying the same."

Strike out all from line 104 down to and including line 158.

Amendment to section 8: Add after the word "examinations" in line 18 the words, "under the rules of evidence in force in the courts of North Carolina."

Amendment to section 10: Add after the word "tried" in line 16 the words, "*Provided*, that from the notice or deter-

mination of the Commissioners an appeal shall lie in the same manner as provided in section 7."

Amendment to section 11: Strike out the words "except that in case of wilful violation of law such railroad companies shall be liable to exemplary damages."

Amendment to section 12: Add the words, "*Provided*, that two separate actions shall not be brought for the same wrong or negligence."

Amend: Strike out section 18.

Strike out section 20.

Amend section 20 by adding at the end thereof, "*Provided*, that from the determination of the Commissioners an appeal shall lie as provided in section 7."

Strike out section 23.

Amend section 23 by striking out the words "three times" in line 23, and insert the word "double."

Mr. Galloway moved to amend substitute:

Strike out in line 2, section 2, the words "two thousand dollars" and insert in lieu thereof "fifteen hundred dollars."

The question recurred upon the amendment offered by Mr. Grigsby to section 5.

Pending consideration,

On motion of Mr. Aycock, the Senate adjourned until Monday morning at 11 o'clock.

TWENTY-NINTH DAY.

SENATE CHAMBER, February 9, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Pettinger, of the city.

The Journal of Saturday was approved.

Leave of absence was granted to Mr. Chesson indefinitely.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Stanford, petition from citizens of East Bend in Yadkin County asking the prohibition of spirituous liquors within two miles of East Bend Churches. Referred to the Committee on Propositions and Grievances.

By Mr. Culbreth, petition from citizens of Columbus County asking that the sale of spirituous liquors be not prohibited in the town of Whiteville. Referred to the Committee on Propositions and Grievances.

Petition from citizens of Columbus County asking that the Commissioners be empowered to compromise and settle with the sureties of K. Haynes, late Sheriff of said county. Referred to the Committee on Judiciary.

Mr. Russell, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 236, bill to be entitled an act to incorporate Leaksville Collegiate Institute;

S. B. 310, bill to be entitled an act to empower the Board of Commissioners to build bridges and for other purposes;

S. B. 348, a bill to be entitled an act to require banks, banking institutions and bankers within the State of North Carolina to make stated reports to the State Treasurer;

S. B. 361, bill to be entitled an act to require all dealers in sheep to adopt a brand and have the same registered;

S. B. 358, bill to be entitled an act to incorporate the North Carolina Society for the Prevention of Cruelty to Children and Animals;

S. B. 379, bill to be entitled an act to incorporate Duke's Bank;

S. B. 388, bill to be entitled an act to amend chapter 122, Private Laws of 1889;

S. B. 392, bill to be entitled an act to amend sections 75 and 109 of chapter 219 of the Laws of 1889, entitled an act to amend the charter of the city of Greensboro;

S. B. 403, bill to be entitled an act to change the name of the county poor-houses of the State;

S. B. 404, bill to be entitled an act to amend section 5, chapter 400, Laws of 1887;

Senate amendment to H. B. 219, S. B. 258, bill to be entitled an act to incorporate the Trustees of Mount Amœna Female Seminary.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Wilcox (by request), S. B. 463, bill to restore the burnt records of any county. Referred to the Committee on Judiciary.

By Mr. McLarty, S. B. 464, bill to incorporate Redin Springs Church and Camp Ground in Union County. Referred to the Committee on Corporations.

By Mr. Reid, S. B. 465, bill to incorporate the Catawba Hotel Company of Marion, N. C. Referred to the Committee on Propositions and Grievances.

By Mr. Paine, S. B. 466, bill to enforce the drainage of certain lands in Lincoln County on Burton's Mill Creek. Referred to the Committee on Propositions and Grievances.

By Mr. Greene of Wake (by request), S. B. 467, bill to prohibit the manufacture or sale of spirituous or malt liquors within two miles of Apex, N. C. Referred, with accompanying petition, to the Committee on Propositions and Grievances.

By Mr Lucas, S. B. 468, bill to amend the charter of the town of Washington, N. C. Referred to the Committee on Corporations.

By Mr. Stanford, S. B. 469, bill to prohibit the sale of liquor within two miles of certain churches in Yadkin County. Referred to the Committee on Propositions and Grievances.

By Mr. Greene of Wake, S. B. 470, bill to amend the charter of the city of Raleigh, N. C. Referred to the Committee on Corporations.

By Mr. Bell (by request), S. B. 471, bill to incorporate the Murphy Improvement Company. Referred to the Committee on Corporations.

By Mr. Galloway, S. B. 472, bill to amend chapter 24, Private Laws of 1879, relating to fishing in the tributaries of Neuse river. Referred to the Committee on Fish and Fisheries.

UNFINISHED BUSINESS.

S. B. 175, bill to provide for the general supervision of railroads, steamboat or canal companies, express and telegraph companies doing business in the State of North Carolina, was taken up on its second reading, it being the unfinished business of Saturday.

The question recurred upon the pending amendment offered by Mr. Grigsby, to section 5 of the substitute reported by the majority of the Committee on Railroad Commission.

The amendment was lost, ayes 14, noes 24, as follows:

Those voting in the affirmative were:

Messrs. Avery, Bull, Chesson, Davis of Haywood, Gilman, Grigsby, King, Lucas, McLarty, Reid, Reynolds, Skinner, Stanford and Walser — 14.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Aycock, Bell, Bishop, Bowers, Butler, Courts, Culbreth, Durham, Freeman, Galloway, Greene of Wake, Mitchell, Morgan, Paine, Parker, Russell, Shankle, Speight, White, Wilcox and Williams — 24.

The first amendment offered to section 7 of the substitute was lost, ayes 10, noes 27, as follows:

Those voting in the affirmative were:

Messrs. Bull, Chesson, Grigsby, Lucas, McLarty, Reid, Reynolds, Skinner, Stanford and Walser — 10.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bishop, Bowers, Butler, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, King, Mitchell, Morgan Paine, Parker, Russell, Shankle, Speight, White, Wilcox and Williams — 27.

The second amendment to section 7 of the substitute was lost, ayes 8, noes 27, as follows:

Those voting in the affirmative were:

Messrs. Alston, Avery, Bell, Grigsby, King, Reid, Skinner and Stanford — 8.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Aycock, Bishop, Bowers, Butler, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Russell, Shankle, Speight, White, Wilcox and Williams — 27.

The third amendment to section 7 of the substitute was lost, ayes 6, noes 28, as follows:

Those voting in the affirmative were:

Messrs. Alston, Bell, Grigsby, King, Skinner and Stanford — 6.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Durham, Freeman, Galloway, Gilman, Greene of Wake, Lucas, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, White, Wilcox and Williams — 28.

The amendment to section 8 of the substitute was lost, ayes 4, noes 29, as follows:

Those voting in the affirmative were:

Messrs. Alston, Gilman, Grigsby and Skinner — 4.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Durham, Freeman, Galloway, Greene of Wake, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, White, Wilcox and Williams — 29.

The amendment to section 10 of the substitute was lost, ayes 2, noes 30, as follows:

Those voting in the affirmative were:

Messrs. Avery and Grigsby — 2.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Aycock, Bell, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, White, Wilcox and Williams — 30.

The amendment to section 11 of the substitute was lost, ayes 5, noes 30, as follows:

Those voting in the affirmative were:

Messrs. Grigsby, King, Skinner, Stanford and Walser — 5.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, Lucas, McLarty, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, White, Wilcox and Williams — 30.

The amendment to section 12 of the substitute was lost, ayes 8, noes 26, as follows:

Those voting in the affirmative were:

Messrs. Bell, Grigsby, King, Lucas, McLarty, Reid, Reynolds and Skinner — 8.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Durham, Freeman, Galloway, Gilman, Greene of Wake, Mitchell, Morgan, Paine, Parker, Russell, Shankle, Speight, White, Wilcox and Williams — 26.

The amendment to section 18 of the substitute was lost, ayes 1, noes 30, as follows:

Voting in the affirmative:

Mr. Grigsby — 1.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Butler, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, King, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, White, Wilcox and Williams — 30.

The first amendment to section 20 of the substitute was lost, ayes 10, noes 24, as follows:

Those voting in the affirmative were:

Messrs. Bell, Chesson, Davis of Haywood, Grigsby, Lucas, McLarty, Reid, Reynolds, Skinner and Stanford — 10.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bishop, Bowers, Butler, Culbreth, Durham, Freeman, Galloway, Greene of Wake, King, Mitchell, Morgan, Paine, Parker, Russell, Shankle, Speight, White, Wilcox and Williams. — 24.

The second amendment to section 20 of the substitute was lost, ayes, 8, noes 25, as follows:

Those voting in the affirmative were:

Messrs. Gilman, Grigsby, King, Lucas, McLarty, Reynolds, Skinner and Walser — 8.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Avery, Aycock, Bishop, Bowers, Butler, Courts, Culbreth, Davis of

Haywood, Durham, Freeman, Galloway, Greene of Wake, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, White, Wilcox and Williams — 25.

The amendment to strike out section 23 of the substitute was lost, ayes 5, noes 28, as follows:

Those voting in the affirmative were:

Messrs. Bell, Davis of Haywood, Grigsby, Lucas and Williams — 5.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Durham, Freeman, Gilman, Greene of Wake, King, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, White and Wilcox — 28.

The pending amendment offered by Mr. Galloway to section 1 of the substitute was lost, ayes 5, noes, 34, as follows:

Those voting in the affirmative were:

Messrs. Alston, Galloway, Reynolds, Skinner and Stanford — 5.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Gilman, Greene of Wake, Grigsby, King, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, Walser, White, Wilcox and Williams — 34.

Mr. Walser moved to amend:

Strike out the words "elected by the General Assembly" and insert the following: "Elected by the qualified voters of this State at the time and in the manner prescribed by law for the election of members of the General Assembly: *Provided*, that the General Assembly shall elect the first set of Commissioners and no more."

Lost, ayes 7, noes 32, as follows:

Those voting in the affirmative were:

Messrs. Alston, Bull, Grigsby, Reynolds, Skinner Stanford and Walser — 7.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, King, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, White, Wilcox and Williams — 32.

Mr. King moved to amend:

Strike out in line 19, section 25, all after the word "Commissioners" down to and including the word "stock" in line 20.

Lost, ayes 15, noes 24, as follows:

Those voting in the affirmative were:

Messrs. Alston, Avery, Bell, Bull, Davis of Haywood, Gilman, Grigsby, King, Lucas, McLarty, Reynolds, Skinner, Stanford, Walser and Williams — 15.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Aycock, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Durham, Freeman, Galloway, Greene of Wake, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, White and Wilcox — 24.

The substitute was adopted, ayes 35, noes 4, as follows:

Those voting the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Russell, Shankle, Skinner, Speight, Stanford, White, Wilcox and Williams — 35.

Those voting in the negative were:

Messrs. Grigsby, King, Lucas and Walser — 4.

The bill passed its second reading, ayes 34, noes 3, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, Stanford, White, Wilcox and Williams—34.

Those voting in the negative were:

Messrs. Grigsby, King and Walser — 3.

The bill was taken up on its third reading.

Mr. Bell moved to amend:

Strike out in line 8 section 5, all after the word "they" to and including the word "fit" and insert in lieu thereof the word "shall," and add: "*Provided*, the railroad companies furnish the information as to value of capital employed, the earnings, the cost of operating the same, etc."

On the adoption of this amendment the ayes and noes were ordered and the amendment was lost, ayes 15, noes 23, as follows:

Those voting in the affirmative were:

Messrs. Alston, Avery, Bell, Bull, Chesson, Davis of Haywood, Gilman, Grigsby, King, Lucas, McLarty, Reynolds, Skinner, Stanford and Walser — 15.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Aycock, Bishop, Bowers, Butler, Courts, Culbreth, Durham, Freeman, Galloway, Greene of Wake, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, White, Wilcox and Williams — 23.

Mr. Walser moved to amend:

Add to section 1: *Provided*, that not more than two of the Commissioners shall belong to the same political party."

On this amendment the ayes and noes were ordered and the amendment was lost, ayes 7, noes 29, as follows:

Those voting in the affirmative were:

Messrs. Alston, Avery, Bull, Reynolds, Skinner, Stanford and Walser — 7.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Aycock, Bell, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, King, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight and Wilcox — 29.

Mr. Avery moved to amend:

Strike out section 20, and insert the following: "Whenever it appears as a fact to the Commissioners, that a corporation doing business as a carrier of passengers, has failed to take ordinary care in providing for the protection of the health and the comfort of passengers while waiting for transportation on its trains or boats at the station houses of such corporations, it shall be the duty of said Commissioners to notify the said corporation of the condition of such depot or waiting-room, and upon refusal or failure of such corporation to make such changes, alterations or repairs or other provisions as shall be sufficient to protect the health and secure the comfort of such passengers within reasonable time, the said corporation shall be liable to a penalty of not less than fifty nor more than two thousand dollars; and thirty days shall be considered reasonable time, except where it shall be necessary to erect additional buildings, in which cases three months may be allowed. *Be it further provided*, that such corporations shall not be allowed, under the penalties

of this section, to remove any depot or station-house from the place where it is first located, except with the consent of said Commissioners."

On the adoption of this amendment the ayes and noes were ordered and the amendment was lost, ayes 18, noes 20, as follows:

Those voting in the affirmative were:

Messrs. Alston, Avery, Aycock, Bell, Bull, Chesson, Davis of Haywood, Gilman, Grigsby, King, Lucas, McLarty, Reid, Reynolds, Skinner, Stanford, Walser and Williams — 18.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Bishop, Bowers, Butler, Courts, Culbreth, Durham, Freeman, Galloway, Greene of Wake, Mitchell, Morgan, Paine, Parker, Russell, Speight, White and Wilcox — 20

Mr. Butler demanded the previous question and was sustained.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

On motion of Mr. Bell, the Senate adjourned until to-morrow morning at 10 o'clock.

THIRTIETH DAY.

SENATE CHAMBER, February 10, 1891.

The Senate met pursuant to adjournment, Lieutenant-Governor Holt in the chair.

The Journal of yesterday was approved.

Leave of absence indefinitely was granted to Messrs. Bellamy and Durham.

Messrs. Davis of Franklin, Greene of Harnett and Rose were permitted to be entered upon the Journal as voting affirmatively on

S. B. 175, bill to provide for the general supervision of railroads, steamboat or canal companies, express and telegraph companies doing business in the State of North Carolina.

The President of the Senate announced as additional members

Of the Committee on Insane Asylums, Mr. Allen of Bladen;

Of the Committee on Education, Mr. Wilcox;

Of the Committee on Military Affairs, Mr. Galloway.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Aycock, petition from citizens of Wayne County against seining, etc., in Great Swamp. Referred to the Committee on Fish and Fisheries.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Allen of Bladen, S. B. 428, bill to incorporate the town of Pikeville, recommending it do pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Ardrey, H. B. 261, S. B. 289, bill to repeal chapter 307, Laws of 1889, in reference to the sale of cotton-seed in Bertie County, recommending it do pass;

H. B. 29, S. B. 407, bill to prohibit non-residents from ranging stock in the county of Swain, recommending it do pass;

S. B. 385, bill establishing a geological survey of the State of North Carolina, reporting a substitute, and, as amended, recommending it do pass.

By Mr. Bell, H. B. 223, S. B. 288, bill to amend chapter 13, Laws of 1889, in relation to a cotton weigher for the town of Salisbury, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Williams, S. B. 221, bill to appoint a cotton weigher for Old Sparta, Edgecombe County, recommending it do pass.

From the Committee on Corporations:

By Mr. Wilcox, S. B 427, bill to amend chapter 183, Private Laws of 1889, entitled an act to incorporate the town of Marion in McDowell County, recommending it do pass.

By Mr. Aycock, H. B. 333, S. B. 438, bill to incorporate the Asheville and Victoria Water-supply Company, recommending it do pass.

By Mr. Twitty, S. B. 468, bill to amend the charter of the town of Washington, North Carolina, recommending it do pass.

From the Committee on Finance:

By Mr. Morgan, S. B. 382, bill to amend chapter 224, Laws of 1889, recommending it do pass.

By Mr. Paine, H. B. 364, S. B. 437, bill to authorize the Commissioners of Perquimans County to levy a special tax, recommending it do pass.

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 222, H. B. 483, an act to amend section 2831 of *The Code;*

S. B. 34, H. B. 154, an act to prevent the making of false pretences in obtaining certificates of registration of cattle and other animals and giving false information in regard to other animals in certain cases named;

H. B. 464, S B. 374, an act to authorize the Commissioners of Craven County to levy a special tax;

S. B. 90, H. B. 325, an act to compel personal representatives to plead the statutes of limitations;

S. B. 45, H. B. 368, an act regarding chattel mortgages;

S. B. 225, H. B. 505, an act to amend chapter 181, Laws of 1889;

S. B. 329, H. B. 598, an act to amend chapter 245 of the Public Acts of 1885, amendatory of sections 72 and 3648 of *The Code;*

S. B. 240, H. B. 587, an act to apply the county taxes collected in Pender County from the Wilmington, Onslow and East Carolina Railroad Company to the payment of the subscription of Topsail Township to the capital stock of said company;

H. B. 57, S. B. 340, an act to incorporate the Bank of Commerce at Fayetteville, North Carolina;

S. B. 331, H. B. 600, an act for the protection of jurors and witnesses;

S. B. 238, H. B. 591, an act to repeal chapter 31 of the Laws of 1889;

S. B. 173, H. B 350, an act relating to the Norfolk and Southern Railroad Company;

H. B. 282, S. B. 369, an act for the better drainage of the lands along Clear Creek in Mecklenburg County;

H. B. 77, S. B. 140, an act to amend *The Code* in regard to the sale and renting of property by guardians;

H. B. 430, S. B. 371, an act to amend chapter 98 of the Laws of 1879, entitled an act to compromise, commute and settle the State debt as ratified the 16th day of January, 1883, and the 3d day of March, 1885, and the 8th day of February, 1887, and the 5th day of February, 1889;

H. B. 58, S. B. 188, an act to compensate judges and canvassers of elections;

S. B. 264, H. B. 524, an act to amend chapter 25, Private Laws of North Carolina of 1887;

S. B. 56, H. B. 212, an act to amend the charter of the Piedmont Bank of Morganton, North Carolina;

H. R. 240, S. R. 293, resolution to pay C. M. Busbee for professional services rendered the Committee of the General

Assembly appointed to investigate railroad and other corporations which fail or refuse to pay taxes.

Mr. White, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 61, a bill to be entitled an act to prevent unnecessary cost and delay in the trial of criminal causes;

S. B. 161, a bill to be entitled an act to incorporate the Wilmington and Southern Railway Company;

S. B. 338, a bill to be entitled an act to empower the Board of Commissioners of New Hanover County to issue bonds for the erection of a court-house and for other purposes;

S. B. 343, a bill to be entitled an act to incorporate the town of Parkersburg in Sampson County;

S. B. 346, a bill to be entitled an act to authorize the Board of Commissioners of Stanly County to issue bonds to build a court-house;

S. B 355, a bill to be entitled an act to amend chapter 366, Laws of 1885, in relation to the stock law in White Oak Township, Bladen County;

S. B. 359, a bill to be entitled an act to authorize the Board of Commissioners of Burke County to issue bonds and for other purposes;

S. B. 367, a bill to be entitled an act authorizing the Commissioners of Haywood County to levy a special tax;

S. B. 175, a bill to be entitled an act to provide for the general supervision of railroads, steamboat or canal companies, express and telegraph companies doing business in the State of North Carolina

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. White, S. B. 473, bill to authorize Alexander County to levy a special tax. Referred to the Committee on Finance.

By Mr Paine, S. B. 474, bill to amend section 2073 and other sections of *The Code* relative to Sheriffs, so as to regulate the filing of bonds by such officers. Referred to the Committee on Judiciary.

By Mr. Bell, S. B. 475, bill to incorporate the Notla Lodge, No. 312, of Freemasons. Referred, with accompanying petition, to the Committee on Corporations.

By Mr. Aycock, S. B. 476, bill to prevent seining, trapping and netting fish in Great Swamp and Nahunta Swamp in Wayne County. Referred to the Committee on Fish and Fisheries.

By Mr. Davis of Haywood, S. B. 477, bill to prohibit the sale of spirituous liquors within three miles of Hemphill School-house, Haywood County. Referred, with accompanying petition, to the Committee on Propositions and Grievances.

S. B. 478, bill to prohibit the sale of spirituous liquors within one mile of Hominy Star Church. Referred, with accompanying petition, to the Committee on Propositions and Grievances.

By Mr. Galloway, S. B. 479, bill supplemental to an act passed at this session of the General Assembly entitled an act to allow cider and wine to be sold in the counties of Tyrrell and Washington. Referred to the Committee on Propositions and Grievances.

By Mr. Reynolds (by request), S. B. 480, bill to amend the charter of the Roanoke Southern Railway Company. Referred to the Committee on Internal Improvements.

By Mr. Shankle, S. B. 481, bill to incorporate the Cabarrus and Union Railroad Company. Referred to the Committee on Internal Improvements.

By Mr. Greene of Harnett, S. B. 482, bill to authorize the Commissioners of Harnett County to fund and pay the debt of said county. Referred to the Committee on Finance.

By Mr. Shankle, S. B. 483, bill to incorporate the Concord Water-works Company. Referred to the Committee on Corporations.

By Mr. Avery, S. B. 486, bill to extend the time for the registration of dentists in North Carolina. Placed on the Calendar.

By Mr. McLarty, S. B. 415, bill to authorize and empower the Commissioners of the town of Monroe, N. C., to levy an additional tax and for other purposes. Referred to the Committee on Finance.

On motion of Mr. Morgan, H. B. 287, S. B. 432, bill to amend section 3383 of *The Code*, was withdrawn from the Committee on Judiciary and placed on the Calendar.

On motion of Mr. Bishop, S. B. 458, bill to amend section 709 of *The Code*, was withdrawn from the Committee on Judiciary and placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 31, bill to amend the charter of the town of High Point, on its third reading.

The bill passed its third reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bishop, Bull, Butler, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Stanford, Twitty, White and Wilcox — 35.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 336, S. B. 372, bill to incorporate the town of Faison, Duplin County, on its third reading.

The bill passed its third reading, ayes 36, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bell, Bishop, Bowers, Bull, Butler, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Stanford, Twitty, White and Wilcox — 36.

The bill was ordered enrolled.

H. B. 287, S. B. 432, bill to amend section 3383 of *The Code*, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

S. B. 468, bill to amend the charter of the town of Washington, N. C., on its second reading.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 458, bill to amend section 709 of *The Code*, on its second reading.

The bill passed its second and third readings and was ordered engrossed and sent to the House of Representatives.

H. B. 6, S. B. 368, bill to incorporate the Farmers and Merchants Bank of Newbern, on its second reading.

The amendment reported by the Committee on Banks and Currency was adopted.

The bill passed its second and third readings; the Senate amendment was ordered engrossed and sent to the House of Representatives.

H. B. 371, S. B. 435, bill to incorporate the North Carolina Slate Company, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second reading.

H. B. 301, S. B. 410, bill to incorporate Jonesboro Lodge, No. 127, Independent Order of Odd Fellows, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 425, S. B. 415, bill to incorporate the State Volunteer Firemen's Association, on its second reading.

The bill passed its second and third readings and was ordered enrolled.

H. B. 363, S. B. 416, bill to incorporate the Phœnix Hook and Ladder Company No. 1, of Washington, N. C., on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second and third readings; the Senate amendment was ordered engrossed and sent to the House of Representatives.

H. B. 359, S. B. 370, bill to incorporate the Young Men's Christian Association of Asheville, N. C., on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second and third readings; the Senate amendments were ordered engrossed and sent to the House of Representatives.

H. H. 422, S B. 373, bill to authorize the city of Goldsboro to issue bonds, on its second reading.

The bill passed its second reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Bell, Bishop, Bowers, Bull, Butler, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Lucas, Morgan, Paine,

Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Twitty and Wilcox — 30.

S. B. 352, bill to incorporate the Asheville and Thermal Belt Railroad Company, on its second reading.

The bill passed its second reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Bull, Davis of Franklin, Davis of Haywood, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Shankle, Speight, Twitty, White and Wilcox — 30.

S. B. 391, bill to incorporate the Citizens Bank of Newbern, N. C., on its second reading.

The amendments reported by the Committee on Banks and Currency were adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 104, S. B. 191, bill to incorporate Bethel Academy in Mecklenburg County, on its second reading.

Mr. Ardrey moved to amend:

Strike out the name of J. L. Jetton and insert in lieu thereof the name of John B. Gibson; amend further by adding "or a majority of them."

The bill passed its second and third readings; the Senate amendments were ordered engrossed and sent to the House of Representatives.

S. B. 364, bill to prevent the spread of contagious diseases in the schools of the State, on its second reading.

On motion of Mr. Twitty, the bill was referred to the Committee on Education.

S. B. 395, bill to amend chapter 126, Private Laws of 1889, in relation to the town charter of Elizabeth City, on its second reading.

The bill passed its second reading.

S. B. 401, bill to provide for the payment of the indebtedness of Beaufort County, on its second reading.

The bill passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Avery, Aycock, Bell, Bishop, Bowers, Bull, Courts, Culbreth, Davis of Haywood, Freeman, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Lucas, McLarty, Paine, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, Twitty, Walser, White, Wilcox and Williams — 32.

S. B. 423, bill authorizing the Commissioners of Pasquotank County to issue bonds and levy a special tax, on its second reading.

The bill passed its second reading, ayes 35, noes -- , as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Bull, Courts, Culbreth, Davis of Franklin, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Lucas, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, Twitty, Walser, White, Wilcox and Williams — 35.

S. B. 206, bill to amend chapter 40, section 2, Private Laws of 1889, relating to Rock Spring Camp Ground, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 218, bill for the relief of Samuel P. Austin, a Confederate soldier of Alexander County, North Carolina, on its second reading.

The substitute reported by the Committee on Propositions and Grievances was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 336, bill to amend section 2755 of *The Code*, relative to unauthorized entries and grants, on its second reading.

The amendment reported by the Committee on Judiciary was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 363, bill to amend section 1246 of *The Code*, in regard to the probate and registration of deeds, etc., where a Clerk of the Superior Court is a party, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 366, bill to change a certain section of *The Code* so as to allow notaries out of the State to verify pleadings, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 384, bill to incorporate the Mount Olive Railway and Lumber Company, on its second reading.

Mr. Butler moved to amend:

Strike out, in section 1, the words "ninety-nine years" and "shall have."

Adopted.

The bill passed its second reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Aycock, Bishop, Bowers, Bull, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Stanford, Twitty and Wilcox — 28.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting House bills without engrossment, which were read the first time and disposed of as follows:

H. B. 471, S. B. 484, bill to change the March Term of Alamance Court. Placed on the Calendar.

H. B. 451, S. B. 485, bill to incorporate the town of Hayesville in Clay County. Referred to the Committee on Corporations.

THE CALENDAR

was resumed.

H. B. 471, S. B. 484, bill to change the March Term of Alamance Court, passed its second and third readings and was ordered enrolled.

S. B. 387, bill to regulate the compensation of teachers of public schools, on its second reading.

By consent, Mr. Allen of Bladen withdrew the bill.

S. B. 389, bill to amend chapter 2, Vol. II of *The Code*, entitled "Asylums," to change the name of the Eastern North Carolina Insane Asylum and for other purposes, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 223, S. B. 288, bill to amend chapter 13, Laws of 1889, in relation to a cotton weigher for the town of Salisbury, N. C., on its second reading.

The amendment reported by the Committee on Agriculture, Mechanics and Mining was adopted.

The bill passed its second and third readings, the Senate amendment was ordered engrossed and sent to the House of Representatives.

H. B. 261, S. B. 289, bill to repeal chapter 307, Laws of 1889, in reference to the sale of seed cotton in Bertie County, passed its second and third readings and was ordered enrolled.

H. B. 29, S. B. 407, bill to prohibit non-residents from ranging stock in the county of Swain, passed its second reading.

H. B. 333, S. B. 438, bill to incorporate the Asheville and Victoria Water-supply Company, passed its second and third readings and was ordered enrolled.

On motion of Mr. Bishop,

S. B 419, bill to amend chapter 2, Laws of 1889, it being an act for the relief of Northampton County, was withdrawn from the Committee on Judiciary and placed upon the Calendar.

THE CALENDAR

was resumed.

H. B. 364, S. B. 437, bill to authorize the Commissioners of Perquimans County to levy a special tax, passed its second reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bishop, Bowers, Bull, Culbreth, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Shankle, Speight, Stanford, Twitty, White and Williams — 26.

S. B. 385, bill establishing a geological survey of the State of North Carolina, on its second reading.

On motion of Mr. Ardrey, the bill was postponed until Thursday, 19th inst., and made the special order for 12 o'clock noon of that day.

S. B. 221, bill to appoint a cotton weigher for Old Sparta, Edgecombe County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 382, bill to amend chapter 224, Laws of 1889, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 427, bill to amend chapter 183, Private Laws of 1889, entitled an act to incorporate the town of Marion in McDowell County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 428, bill to incorporate the town of Pikeville, on its second reading.

The bill passed its second reading, ayes 27, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bishop, Bowers, Bull, Courts, Culbreth, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Lucas, McLarty, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, Twitty, White and Williams — 27.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bills and resolutions, and House amendments to Senate bills, which were read the first time and disposed of as follows:

H. B. 470, S. B. 487, bill to authorize the Commissioners of Moore County to levy a special tax. Referred to the Committee on Finance.

H. B. 409, S. B. 488, bill for the benefit of the town of Madison, Rockingham County, N. C. Referred to the Committee on Corporations.

H. B. 288, S. B. 489, bill to exempt ordained ministers from working public roads. Referred to the Committee on Propositions and Grievances.

H. B. 280, S. B. 490, bill to provide an alternative method of constructing and keeping in repair the public roads of Buncombe County. Referred to the Committee on Propositions and Grievances.

H. R. 686, S. R. 491, resolution providing for a joint select committee to consider the proposition of the Wilmington and Weldon Railroad Company as to amendment of its charter. Referred to the Committee on Corporations.

H. R. 423, S. R. 492, resolution of thanks to Colonel W. L. Saunders.

H. B. 500, S. B. 493, bill to amend the charter of the town of Edenton. Referred to the Committee on Corporations.

H. B. 278, S. B. 494, bill to amend the charter of the Enterprise Land and Lumber Company. Placed on the Calendar.

H. B. 427, S. B. 495, bill to authorize the Board of Commissioners of Pitt County to make an appropriation for building a road or highway near Greenville. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 447, S. B. 496, bill to define the authority of the notaries public in North Carolina. Referred to the Committee on Judiciary.

H. B. 244, S. B. 497, bill to provide for the removal of the remains of General Jethro Sumner to Guilford Court-house. Referred to the Committee on Propositions and Grievances.

H. B. 461, S. B. 498, bill to incorporate the town of Everetts. Referred to the Committee on Corporations.

H. B. 407, S. B. 499, bill to amend the charter of the Cashie and Roanoke Railroad Company. Referred to the Committee on Internal Improvements.

H. B. 330, S. B. 500, bill to fund the debt of Onslow County and to levy a special tax to pay the same. Referred to the Committee on Finance.

H. B. 285, S B. 501, bill to amend, ratify and confirm the charter of the Winston Water Company. Referred to the Committee on Propositions and Grievances.

H. B. 170, S. B. 502, bill to define and prescribe when leases of turpentine trees or orchards shall expire, in absence of special contract. Referred to the Committee on Judiciary.

House amendment to S. B. 260, H. B. 482, bill to incorporate the Commercial Bank of Shelby. Placed on the Calendar.

House amendment to S. B. 261, H. B. 507, bill to incorporate the Baptist Female University of North Carolina.

On motion of Mr. Aycock, the amendment was not concurred in, and a committee of conference thereon was asked for.

The President appointed as conferees on the part of the Senate, Messrs. Aycock, Twitty and Greene of Wake.

House amendment to S. B. 205, H. B. 399, bill to incorporate the Citizens Bank, to be located at Winston, North Carolina. Placed on the Calendar.

House amendment to S. B. 226, H. B. 457, bill to incorporate the town of Waughtown in Forsyth County. Placed on the Calendar.

H. B. 335, S. B. 503, bill to create a new township in Richmond County. Referred to the Committee on Propositions and Grievances.

H. B. 499, S. B. 504, bill to incorporate the Bank of Marion. Referred to the Committee on Banks and Currency.

H. B. 207, S. B. 505, bill to prevent gambling at Fairs. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 467, S. B. 506, bill to incorporate the Cherryville Manufacturing Company, Cherryville, N. C. Referred to the Committee on Corporations.

H. B. 435, S. B. 507, bill to authorize the Commissioners of Warren County to levy a special tax. Referred to the Committee on Finance.

H. B. 308, S. B. 508, bill in relation to lawful fences in Pamlico County. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 613, S. B. 509, bill for the relief of L. Dillahunt, Jr., of Jones County. Referred to the Committee on Finance.

H. B. 532, S. B. 510, bill to include Buncombe County under the stock law, except Black Mountain Township. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 218, S. B. 511, bill for the relief of sheriffs and tax-collectors and their representatives.

H. B. 39, S. B. 512, bill to prohibit the sale of cigarettes to minors. Referred to the Committee on Judiciary.

H. B. 140, S. B. 513, bill to amend the charter of the town of Weldon. Referred to the Committee on Corporations.

THE CALENDAR

was resumed.

S. B. 419, bill to amend chapter 2, Laws of 1889, it being an act for the relief of Northampton County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. R. 423, S. R. 492, resolution of thanks to Colonel W. L. Saunders, Secretary of State, on its second reading.

On motion of Mr. Twitty, the resolutions were adopted by a rising vote, every Senator present rising and voting therefor.

The resolutions are as follows:

RESOLUTION OF THANKS TO COLONEL WILLIAM L. SAUNDERS, SECRETARY OF STATE.

WHEREAS, the work of publishing the Colonial Records has been so satisfactorily performed as to render it appropriate for the people of the State to put on record their high appreciation of the services rendered by the Hon. William L. Saunders in collecting and preparing them for publication:

"*Be it resolved by the House of Representatives of North Carolina, the Senate Concurring:*

"1. That the thanks of the people of the State are due and are hereby tendered to Col. William L. Saunders, for the valuable services he has rendered the State of North Carolina in the accomplishment of this laborious work, and in the preparation of the prefatory notes, the excellence of which entitle them to the admiration of our patriotic people.

"2. That the President of the Senate be and is hereby requested to communicate the above resolution to Colonel Saunders."

H. B. 278, S. B. 494, bill to amend the charter of the Enterprise Land and Lumber Company, passed its second and third readings and was ordered enrolled.

S. B. 360, bill to change the manner of electing a Mayor of the city of Wilmington, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

House amendments to S. B. 226, H. B. 457, bill to incorporate the town of Waughtown in Forsyth County, were concurred in, and the bill was ordered enrolled.

S. B. 486, bill to extend the time for the registration of dentists in North Carolina, passed it second reading.

S. B. 390, bill for the collection and apportionment of railroad taxes in certain townships in Rowan County and for other purposes, passed its second reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bishop, Bowers, Bull, Butler, Courts, Culbreth, Davis of Haywood, Freeman, Galloway, Greene of Harnett, Grigsby, McLarty, Mitchell, Morgan, Paine, Parker, Reynolds, Rose, Russell, Shankle, Skinner, Stanford, Twitty, White and Wilcox — 31.

On motion of Mr. Aycock, the Senate adjourned until to-morrow morning at 11 o'clock.

THIRTY-FIRST DAY.

SENATE CHAMBER, February 11, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Mr. Bull, Senator from Craven.

The Journal of yesterday was approved.

PETITION.

A petition was presented and disposed of as follows:

By Mr. Walser, petition from Shiloh Academy Alliance, No. 1834, asking for better public schools. Referred to the Committee on Education.

REPORTS FROM COMMITTEES

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. White, H. B. 95, S. B. 408, bill to amend the Laws of 1879, as to Central Church, Iredell County, recommending it do pass.

By Mr. Allen of Bladen, S. B. 241, bill to amend chapter 76, section 6, Laws of 1881, recommending it do pass.

By Mr. Reynolds, H. B. 103, S. B. 446, bill to prohibit the sale of liquors in the town of Burgaw, recommending it do not pass.

By Mr. Galloway, S. B. 420, bill to prevent the use of screens in bar-rooms, recommending it do not pass;

S. B. 457, bill to prevent the sale of deadly weapons, reporting it without recommendation.

By Mr. Twitty, S. B. 466, bill to enforce the better drainage of certain lands in Lincoln County on Burton's Mill creek, recommending it do pass.

H. B. 139, S. B. 409, bill to incorporate Globe Academy in Caldwell County, recommending it do pass.

By Mr. Aycock, H. B. 285, S. B. 501, bill to amend, ratify and confirm the charter of the Winston Water Company, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Morgan, H. B. 90, S. B. 444, bill to amend chapter 137, Laws of 1889, in relation to improving certain streams in Rockingham County, recommending it do pass.

From the Committee on Judiciary:

By Mr. Morgan, H. B. 424, S. B. 454, bill to amend chapter 219, Laws of 1883, recommending it do pass;

S. B. 430, bill to amend chapter 33 of *The Code*, recommending it do pass;

H. B. 381, S. B. 452, bill to amend section 1972 of *The Code*, recommending it do pass.

By Mr. Reynolds, H. B. 378, S B. 412, bill to abolish the March Term of Columbus Superior Court, recommending it do pass.

By Mr. Reid, H. B. 339, S. B. 436, bill to amend chapter 124, Private Laws of 1889, recommending it do pass;

S. B. 422, bill to authorize the Commissioners of Columbus County to compromise and settle with the sureties of Kenneth Haynes, late Sheriff of said county, recommending it do pass.

By Mr. Gilman, S. B. 421, bill to amend section 709 of *The Code*, in relation to Pasquotank County, recommending it do pass;

S. B. 105, bill to amend sections 751, 758, 761 and 763 of *The Code*, in reference to claims, etc, against county and finance committee, recommending it do pass.

By Mr. Avery, H. B. 158, S. B. 447, bill to dispose of the unclaimed dead bodies of convicts, recommending it do pass.

H. B. 30, S. B. 127, bill to amend section 1946 of *The Code*, a majority of the committee recommending it do pass;

S. B. 463, bill to restore the burnt records of any county, recommending it do not pass.

By Mr. Butler, S. B. 398, bill to amend article 4, section 27 of the Constitution, so as to allow the General Assembly to increase and regulate the jurisdiction and powers of Justices of the Peace for the purpose of reducing costs in minor causes, recommending it do pass;

H. B. 72, S. B. 443, bill to facilitate the cancellation of mortgages and deeds of trust, recommending it do not pass.

From the Committee on Corporations:

By Mr. Aycock, H. B 94, S. B. 445, bill to amend chapter 133, Laws of 1889, incorporating the town of Hasty in Richmond County, recommending it do pass;

H. B. 249, S. B. 450, bill to incorporate the town of Glenville in Jackson County, reporting an amendment, and, as amended, recommending the bill do pass.

By Mr. Wilcox, S. B. 471, bill to incorporate the Murphy Improvement Company, recommending it do pass.

By Mr. Twitty, H. B. 310, S. B. 433, bill to incorporate Mebane Academy, Alamance County, recommending it do pass;

S. B. 470, bill to amend the charter of the city of Raleigh, N. C., recommending it do pass;

S. B. 483, bill to incorporate the Concord Water-works Company, recommending it do pass;

H. B. 49, S. B. 442, bill to amend and consolidate the several acts heretofore passed for the better regulation and government of the city of Burlington in Alamance County, recommending it do pass.

By Mr. Allen of Bladen, H. B. 205, S. B. 449, bill to incorporate the Stockholders of Sparta Institute, recommending it do pass.

From the Committee on Finance:

By Mr. Paine, S. B. 424, bill for the relief of the sureties of Luby Harper, former Sheriff of Greene County, recommending it do not pass

By Mr. Davis of Haywood, H. B. 613, S. B. 509, bill for the relief of L. Dillahunt, Jr., of Jones County, recommending it do pass.

By Mr. Mitchell, S. B. 482, bill to authorize the Commissioners of Harnett County to fund and pay the debt of said county, recommending it do pass.

By Mr. Morgan, S. B 473, bill to authorize Alexander County to levy a special tax, recommending it do pass.

By Mr. McLarty, H. B. 470, S. B. 487, bill to authorize the Commissioners of Moore County to levy a special tax, recommending it do pass.

By Mr. Greene of Harnett, H. B. 218, S. B. 511, bill for the relief of sheriffs and tax-collectors and their representatives, recommending it do pass.

By Mr Courts, H. B. 435, S. B. 507, bill to authorize the Commissioners of Warren County to levy a special tax, recommending it do pass.

From the Committee on Fish and Fisheries:

By Mr. Bowers, H. B. 286, S. B. 451, bill to regulate fishing in Pamlico River, recommending it do pass.

By Mr. Bishop, H. B 245, S. B. 295, bill to regulate fishing in Arannus Creek, Camden County, recommending it do pass.

By Mr. Shankle, S. B. 472, bill to amend chapter 24, Private Laws of 1887, relating to fishing in the tributaries of Neuse river, recommending it do pass.

Mr. Wilcox, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 136, a bill to be entitled an act to incorporate the Wachovia Loan and Trust Company;

S. B. 150, a bill to be entitled an act to repeal the old and grant a new charter to the town of Ruffin;

S. B. 438, a bill to be entitled an act to amend section 709 of *The Code;*

S. B. 468, a bill to be entitled an act to amend the charter of the town of Washington;

Senate amendments to H. B. 6, S. B. 368, a bill to be entitled an act to incorporate the Farmers and Merchants Bank of Newbern;

Senate amendments to H. B. 104, S. B. 191, a bill to be entitled an act to incorporate Bethel Academy in Mecklenburg County;

Senate amendments to H. B. 359, S. B. 370, a bill to be entitled an act to incorporate the Young Men's Christian Association of Asheville, N. C.;

Senate amendment to H. B. 363, S. B. 416, a bill to be entitled an act to incorporate the Phœnix Hook and Ladder Company, No. 1, of Washington, N. C.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Williams, S. B. 515, bill to amend section 2200 of *The Code*, and to make effective the Department of Immigration. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. King, S. B. 516, bill to amend chapter 219, Private Laws of 1889, being an act to amend the charter of the city of Greensboro. Referred to the Committee on Corporations.

By Mr. Davis of Franklin, S. B. 517, bill to authorize the Commissioners of Franklin County to levy a special tax. Referred to the Committee on Finance.

S. B. 518, bill for the relief of H. C. Kearney, Sheriff of Franklin County. Referred to the Committee on Finance.

By Mr. Wilcox, S. B. 519, bill to change chapter 201, Laws of 1885. Referred to the Committee on Judiciary.

By Mr. Speight, S. B. 520, bill to amend the charter of the town of Sparta in Edgecombe County. Referred to the Committee on Corporations.

S. B. 521, bill to incorporate the North Carolina Live Stock Association. Referred to the Committee on Corporations.

By Mr. Stanford, S. B. 522, bill to allow the free passage of fish in the Yadkin river and its tributaries. Referred to the Committee on Propositions and Grievances.

By Mr. Bishop, S. B. 523, bill to amend section 1973 of *The Code* in relation to running trains on Sunday. Referred to the Committee on Propositions and Grievances.

By Mr. White, S. B. 525, bill for the relief of Richard Watts, of Wilkes County. Referred to the Committee on Propositions and Grievances.

By Mr. Allen of Granville, S. B. 526, bill to amend chapter 6, section 677 of *The Code*, relative to the shares of incorporated companies. Referred to the Committee on Judiciary.

S. B. 527, bill supplemental to a bill entitled an act to create Salem Township in Granville County. Referred to the Committee on Propositions and Grievances.

By Mr. Freeman, S. B. 528, bill to prohibit the taking of more than the legal rate of interest. Referred to the Committee on Judiciary.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 350, bill to amend chapter 159, Private Laws of 1887, relative to the town of Southern Pines, on its third reading.

Mr. Wilcox moved to amend:

Add to section 15 the following: "*Provided*, that nothing in this section shall apply to any stock owned outside the corporate limits."

Adopted.

The bill passed its third reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Aycock, Bishop, Bowers, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Reid, Shankle, Skinner, Speight, Twitty, Walser, White and Wilcox — 32.

The Senate amendment was ordered engrossed and sent to the House of Representatives.

H. B. 422, S. B. 373, bill to authorize the city of Goldsboro to issue bonds, passed its third reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bishop, Bowers, Bull, Butler, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Gilman, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Reid, Rose, Russell, Shankle, Skinner, Speight, Twitty, White and Wilcox — 31.

The bill was ordered enrolled.

S. B. 384, bill to incorporate the Mount Olive Railway and Lumber Company, passed its third reading, ayes 37, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, Twitty, White, Wilcox and Williams — 37.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 390, bill for the collection and apportionment of railroad taxes in certain townships in Rowan County and for other purposes, passed its third reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bull, Butler, Courts, Culbreth, Davis of Haywood, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Reid, Rose, Russell,

Shankle, Skinner, Speight, Stanford, Twitty, White and Wilcox — 31.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 395, bill to amend chapter 126, Private Laws of 1889, in relation to the town charter of Elizabeth City, passed its third reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Bishop, Bowers, Bull, Butler, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, Twitty, White, Wilcox and Williams — 34.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 401, bill to provide for the payment of the indebtedness of Beaufort County, passed its third reading, ayes 38, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Bull, Butler, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, Twitty, White, Wilcox and Williams — 38.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 29, S B. 407, bill to prohibit non-residents from ranging stock in the county of Swain, passed its third reading and was ordered enrolled.

H. B. 364, S. B. 437, bill to authorize the Commissioners of Perquimans County to levy a special tax, passed its third reading, ayes 35, noes -- , as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Bull, Courts, Culbreth, Davis of Franklin, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Reid, Rose, Shankle, Skinner, Speight, Stanford, Twitty, White, Wilcox and Williams — 35.

The bill was ordered enrolled.

S. B. 423, bill to authorize the Commissioners of Pasquotank County to issue bonds and levy a special tax, passed its third reading, ayes 35, noes -- , as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Bull, Courts, Culbreth, Davis of Franklin, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Rose, Russell, Shankle, Skinner, Speight, Stanford, Twitty, White, Wilcox and Williams — 35.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 428, bill to incorporate the town of Pikeville, passed its third reading, ayes 37, noes --, as follows:

Those voting in the affirmative were:

Messrs Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Rose, Russell, Shankle, Skinner, Speight, Stanford, Twitty, White, Wilcox and Williams — 37.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 267, bill to incorporate the Western North Carolina River Improvement Company, was,

On motion of Mr. Aycock, recommitted to the Committee on Corporations.

S. B. 157, bill to incorporate the Harper Fabric Company, on its second reading.

Mr. White moved to amend:

Add to section 4 the following: "*Provided*, that this company shall not consolidate with any other company outside of Rockingham County"

On motion of Mr. Courts, the bill, with pending amendment, was recommitted to the Committee on Corporations.

House amendments to S. B. 205, H. B. 399, bill to incorporate the Citizens Bank, to be located at Winston, N. C., was, on motion of Mr. Davis of Haywood, concurred in, and the bill was ordered enrolled.

S. B. 393, bill to incorporate the Commercial Security Company of Greensboro, N. C., on its second reading.

Mr. Aycock moved to amend:

Insert after the word "places" in line 4 of section 13, the words "in this State."

Adopted.

The bill passed its second reading.

S. B. 105, bill to amend sections 751, 758, 761 and 763 of *The Code*, in reference to claims, etc., against county and finance committee, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 371, S. B. 435, bill to incorporate the North Carolina Slate Company, on its third reading.

The pending amendment, offered by Mr. Wilcox, was adopted.

Mr. Butler moved to amend:

Strike out the last sentence of section 2; strike out in section 5 all after the word "counties" in line 10, down to

and including the word "company" in line 14; strike out from "and" down to and including "have" on page 8; strike out in section 6, the words "and bearing such rate of interest."

Adopted.

The bill passed its third reading; the Senate amendments were ordered engrossed and sent to the House of Representatives.

H. B. 33, S. B. 127, bill to amend section 1946 of *The Code*, was,

On motion of Mr. Reynolds, recommitted to the Committee on Judiciary.

H. B. 95, S. B. 408, bill to amend the Laws of 1879, as to Centre Church, Iredell County, passed its second and third readings, and was ordered enrolled.

H. B. 245, S. B. 295, bill to regulate fishing in Arannus creek, Camden County, passed its second and third readings and was ordered enrolled.

S. B. 470, bill to amend the charter of the city of Raleigh, passed its second reading, ayes 34, noes --, as follows:

Those voting the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey Avery, Aycock, Bell, Bishop, Bowers, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Rose, Skinner, Stanford, Twitty, White, Wilcox and Williams—34

H. B. 139, S. B. 409, bill to incorporate Globe Academy in Caldwell County, passed its second and third readings and was ordered enrolled;

H. B. 310, S. B. 433, bill to incorporate Mebane Academy, Alamance County, passed its second and third readings and was ordered enrolled;

H. B. 378, S. B. 412, bill to abolish the March Term of Columbus Superior Court, passed its second and third readings and was ordered enrolled;

H. B. 49, S. B. 442, bill to amend and consolidate the several acts heretofore passed for the better regulation and government of the city of Burlington, N. C., passed its second reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bishop, Bowers, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Reid, Russell, Skinner, Speight, Stanford, Twitty, White, Wilcox and Williams — 34.

H. B. 339, S. B. 436, bill to amend chapter 124, Private Laws of 1889, passed its second and third readings and was ordered enrolled;

H. B. 285, S. B. 501, bill to amend, ratify and confirm the charter of the Winston Water Company, on its second reading.

The amendment reported by the Committee on Propositions and Grievances was adopted.

The bill passed its second and third readings; the Senate amendment was ordered engrossed and sent to the House of Representatives.

H. B. 205, S. B. 449, bill incorporating the stockholders of Sparta Institute, passed its second and third readings and was ordered enrolled.

H. B. 158, S. B. 447, bill to dispose of the unclaimed dead bodies of convicts, on its second reading.

The amendments reported by the Committee on Judiciary were read.

Mr. Aycock moved to amend the amendment:

Add after the word "University" the words "Shaw University."

Lost.

Mr. Aycock moved the bill be recommitted to the Committee on Judiciary. Lost.

The amendments reported by the Committee on Judiciary were adopted.

The bill passed its second reading and was put upon its third reading.

On the passage of the bill on its third reading, Mr. Aycock demanded the ayes and noes, which were ordered, and the bill passed its third reading, ayes 26, noes 13, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Bell, Bishop, Bowers, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, McLarty, Morgan, Paine, Reid, Rose, Shankle, Speight and Stanford — 26.

Those voting in the negative were:

Messrs. Alston, Aycock, King, McLean, Mitchell, Parker, Russell, Skinner, Twitty, Walser, White, Wilcox and Williams — 13.

The Senate amendments were ordered engrossed and sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting without engrossment,

H. B. 263, S. B. 524, bill to amend chapter 252, Private Laws of 1889, in reference to Battery Park Hotel and Improvement Company, which was read the first time and referred to the Committee on Corporations.

Also, a message transmitting engrossed House bills and House amendments to Senate bills, which were read the first time and disposed of as follows:

H. B. 380, S. B. 529, bill to create an additional Justice of the Peace for Buncombe County. Placed on the Calendar.

H. B. 537, S. B. 530, bill declaring the county of Rowan under the operation of the stock law. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 118, S. B. 531, bill to incorporate the Enterprise Land and Improvement Company. Referred to the Committee on Corporations.

House amendments to S. B. 60, H. B 294, bill to incorporate Spray Water-power and Land Company.

On motion the amendments were concurred in, and the bill was ordered enrolled.

House amendments to S. B. 314, H. B. 590, bill to amend section 403 of *The Code*. Referred to the Committee on Judiciary.

House amendments to S. B. 182, H. B. 458, bill to amend section 218 of *The Code*, was,

On motion of Mr. McLean, concurred in, and the bill was ordered enrolled.

Also, a message transmitting without engrossment,

H. B. 711, S. B. 532, bill for the relief of J. K. Boone, Clerk Superior Court of Haywood County. Placed on the Calendar.

On motion of Mr. Morgan, the Senate adjourned until to-morrow morning at 11 o'clock.

THIRTY-SECOND DAY.

SENATE CHAMBER, February 12, 1891.

The Senate met pursuant to adjournment, Lieutenant-Governor Holt in the chair.

The Journal of yesterday was approved.

Indefinite leave of absence was granted Mr. Bishop on account of sickness.

The President announced as an additional member of the Committee on Education, Mr. Butler.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Allen of Granville, petition to prohibit the sale of spirituous liquors within three miles of Adoniram Lodge of Free and Accepted Masons. Referred to the Committee on Propositions and Grievances.

By Mr. Gilman, petition to make Nine Mile creek in Duplin and Onslow counties a navigable stream. Referred to the Committee on Propositions and Grievances.

By Mr. King, petition from citizens of Guilford County, asking that physiological temperance be taught in our public schools. Referred to the Committee on Education.

Also, petition from citizens of Green Township in Guilford County, asking for the appointment of David Coble a Justice of the Peace. Referred to the Committee on Election of Justices of the Peace.

By Mr. Bellamy, petition against prohibiting the sale of liquor within two miles of Navassa Guano Factory in Brunswick County. Referred to the Committee on Propositions and Grievances.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Parker, S B. 525, bill for the relief of Richard Watts, of Wilkes County, recommending it do not pass;

H. B. 388, S. B. 489 bill to exempt ordained ministers from working public roads, recommending it do pass.

By Mr. Allen of Bladen, H. B. 335, S. B. 503, bill to create a new township in Richmond County, recommending it do pass.

By Mr. Reynolds, H. B. 244, S. B. 497, bill to provide for the removal of the remains of General Jethro Sumner to Guilford County, recommending it do pass.

By Mr. Galloway, H. B. 280, S. B. 490, bill to provide an alternative method of constructing and keeping in repair the public roads of Buncombe County, recommending it do pass.

By Mr. Aycock, S. B. 467, bill to prohibit the manufacture or sale of spirituous liquors within two miles of Apex, N. C., recommending it do not pass;

S. B. 396, bill to repeal the charter of the Murfreesboro Railroad Company, recommending it do not pass.

From the Committee on Internal Improvements:

By Mr. Culbreth, S. B. 394, bill to authorize the Albemarle and Raleigh Railroad Company to change the location of its main line from some point near the town of Tarboro to and into said town, reporting an amendment, and, thus amended, recommending the bill do pass.

By Mr. Butler, S. B. 481, bill to incorporate the Cabarrus and Union Railroad Company, reporting amendments, and, thus amended, recommending the bill do pass.

By Mr. Shankle, S. B. 480, bill to amend the charter of the Roanoke Southern Railway Company, reporting an amendment, and, thus amended, recommending the bill do pass.

By Mr. King, H. B. 250, S. B. 376, bill to incorporate the Carolina and Virginia Railway Company, reporting an amendment, and, thus amended, recommending the bill do pass.

From the Committee on Education:

By Mr. Freeman, H. B. 389, S. B. 413, bill to incorporate the Trustees of Belle View High School, recommending it do pass.

By Mr. Ardrey, S. B. 12, bill relating to the University and the Agricultural and Mechanical College, reporting a substitute therefor, and recommending the substitute do pass.

By Mr. Bell, S. B. 426, bill to amend chapter 484, Laws of 1889, entitled an act to supplement the school fund, recommending it do pass.

By Mr. Galloway, S. B. 434, bill to prevent the spread of contagious diseases in the schools of the State, reporting it without recommendation.

From the Committee on Corporations:

By Mr. Aycock, H. B. 467, S. B. 506, bill to incorporate Cherryville Manufacturing Company, Cherryville, N. C., recommending it do pass.

By Mr. Twitty, H. B. 140, S. B. 513, bill to amend the charter of the town of Weldon, recommending it do pass.

By Mr. Allen of Bladen, H. B. 461, S. B. 498, bill to incorporate the town of Everetts, recommending it do pass;

H. B. 409, S. B. 488, bill for the benefit of the town of Madison in Rockingham County, N. C., recommending it do pass.

By Mr. Wilcox, H. B. 469, S. B. 455, bill to incorporate the Fries Manufacturing and Power Company, recommending it do pass.

By Mr. Stanford H. B. 500, S. B. 493, bill to amend the charter of the town of Edenton, recommending it do pass.

By Mr. Bellamy, S. B. 418 bill to amend chapter 110, Private Laws of 1889, recommending it do pass;

H. B. 451, S. B. 485, bill to incorporate the town of Hayesville in Clay County, recommending it do pass.

From the Committee on Insurance:

By Mr. Gilman, S. B. 324, bill in regard to insurance companies, reporting amendments, and, as amended, recommending the bill do pass.

From the Committee on Fish and Fisheries:

By Mr. Lucas, S. B. 429, bill to prevent obstructions to the passage of fish in Little river, reporting an amendment, and, thus amended, recommending the bill do pass.

From the Committee on Propositions and Grievances:

By Mr White, S. B. 523, bill to amend section 1973 of *The Code* in relation to running trains on Sunday, reporting it without recommendation;

S. B. 479, bill supplemental to an act passed at this session of the General Assembly entitled an act to allow cider and wine to be sold in the counties of Tyrrell and Washington, recommending it do pass.

From the Committee on Banks and Currency:

By Mr. Greene of Harnett, H. B. 498, S. B. 504, bill to incorporate the Bank of Marion, recommending it do pass.

From the Committee on Finance:

By Mr. Hobson, H. B 224, S. B. 353, bill to amend the charter of the town of Salisbury, reporting amendments, and, as amended, recommending the bill do pass.

Mr. Ardrey, for Committee of Conference on House amendments to

S. B. 181, H. B. 352, bill to establish a normal and industrial school for white girls, submitted a report thereon, which was adopted and ordered transmitted to the House of Representatives for concurrence.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Williams, S. B. 381, bill to amend chapter 410, Laws of 1887, entitled an act supplemental to chapter 308, Laws of 1885, entitled an act to establish and maintain an industrial school, reporting amendments, and, as amended, recommending it do pass.

Mr. Avery, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B 206, a bill to be entitled an act to amend chapter 40, section 2, Private Laws of 1889, in relation to the Rock Spring Camp Ground;

S. B. 218, a bill to be entitled an act for the relief of Samuel P. Austin, a Confederate soldier of Alexander County;

S B. 221, a bill to be entitled an act to appoint a cotton weigher for Old Sparta, Edgecombe County;

S. B. 336, a bill to be entitled an act to amend section 2755 of *The Code*, relative to unauthorized entries and grants;

S. B. 360, a bill to be entitled an act to change the manner of electing a Mayor of the city of Wilmington;

S. B. 363, a bill to be entitled an act to amend section 1246 of *The Code*, in regard to the probate and registration of deeds, etc., where a Clerk of the Superior Court is a party;

S. B. 366, a bill to be entitled an act to change a certain section of *The Code* so as to allow notaries out of the State to verify pleadings;

S. B. 382, a bill to be entitled an act to amend chapter 224 of the Laws of 1889;

S. B. 389, a bill to be entitled an act to amend chapter 2, Vol. II of *The Code*, entitled "Asylums," to change the name of the Eastern North Carolina In-ane Asylum and for other purposes;

S. B. 391, a bill to be entitled an act to incorporate the Citizens Bank of New Bern, North Carolina;

S. B 419, a bill to be entitled an act to amend chapter 2, Laws of 1889, it being an act for the relief of Northampton County;

Senate amendment to H. B. 223, S. B. 288, a bill to be entitled an act to amend chapter 13, Laws of 1889, in relation to a cotton weigher for the town of Salisbury.

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

H. B. 36, S. B. 138, an act to amend chapter 444, Laws of 1889;

S. B. 253, H. B. 523, an act to establish free ferries across the Cape Fear and Brunswick rivers at Wilmington, N. C.;

H. B. 301, S. B. 410, an act to incorporate Jonesboro Lodge, No. 127, Independent Order of Odd Fellows;

H. B. 287, S. B. 432, an act to amend section 3383 of *The Code;*

H. B. 425, S. B. 415, an act to incorporate the State Volunter Firemen's Association of North Carolina;

H. B. 336, S. B. 372, an act to amend the charter of the town of Faison, Duplin County;

H. B. 471, S. B. 484, an act to change the time for holding the March term of Alamance Superior Court;

S. B. 126, H. B. 296, an act to validate certain probates and registration and to allow Judges of the Superior Court and Justices of the Supreme Court to take probates in certain cases;

H. B. 278, S. B. 494, an act to amend the charter of the Enterprise Land and Lumber Company, chapter 91, Private Laws of 1887;

S. B. 325, H. B. 597, an act to incorporate the Phœnix Fertilizer Company;

S. B. 3 3, H. B. 595, an act to incorporate the Caledonia Pottery Company;

S. B. 281, H. B. 589, an act to incorporate the Charlotte Literary and Library Association;

S. B. 217, H. B. 504, an act to amend the charter of the city of New Bern;

H B. 333, S. B. 438, an act to incorporate the Asheville and Victoria Water-supply Company;

S. B. 315, H. B. 512, an act to protect the water supply of the city of Goldsboro;

H. B. 261, S. B. 289, an act to repeal chapter 307, Laws of 1889, in reference to the sale of seed cotton in Bertie County;

S. B. 335, H. B. 602, an act amending the charter of the Atlantic and Western Railway Company;

S. B. 245, H. B. 588, an act to amend section 2622 of *The Code*, in relation to the University;

S. B. 316, H. B. 513, an act to incorporate the East Carolina Land and Improvement Company;

S. B. 226, H. B. 457, an act to incorporate the town of Waughtown in Forsyth County;

S. B. 276, H. B. 510, an act to prohibit the sale of liquor within two miles of Beulah German Reform Church in Davidson County;

S. B. 163, H. B. 392, an act curing certain irregularities in the revision of jury lists;

H. R. 423 S. R. 492, resolution of thanks to Colonel William L. Saunders, Secretary of State.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Bull, S. B. 33, bill to amend an act entitled an act to incorporate the Baltimore Gold and Silver Mining and Smelting Company by allowing it to change its name. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Hobson, S. B. 534, bill to amend section 1042 of *The Code*, relating to gambling. Referred to the Committee on Judiciary.

By Mr. Allen of Granville, S. B. 535, bill to prohibit the sale of spirituous liquors in three miles of Adoniram Lodge, No 149, Free and Accepted Masons. Referred to the Committee on Propositions and Grievances.

By Mr. Hobson, S. B. 536, bill to amend section 1285 of *The Code*. Referred to the Committee on Judiciary.

S. B. 537, bill to amend section 1285 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Bishop, S. B. 538, bill to provide for a Public Printer. Placed on the Calendar.

By Mr. Bellamy, S. B. 539, bill to amend section 2916 of chapter 24 of *The Code*. Referred to the Committee on Judiciary.

S. B. 540, bill to amend *The Code*, chapter 41, sections 1789 and 1791. Referred to the Committee on Judiciary.

S. B 541, bill to amend chapter 21, Private Laws of 1887. Referred to the Committee on Judiciary.

S. B. 542, bill to enable the Wilmington Light Infantry to issue bonds to build an armory. Referred to the Committee on Finance.

By Mr. Butler (by request), S. B 543, bill to require Railroads to redeem unused tickets. Referred to the Committee on Judiciary.

Also (by request), S. B. 544, bill for the relief of J. R. Beaman, County Treasurer of Sampson County. Referred to the Committee on Judiciary.

Also (by request), S. B. 545, bill to protect deer. Referred to the Committee on Judiciary.

S. B. 546, bill to incorporate the town of Autryville in Sampson County. Referred to the Committee on Corporations.

By Mr. Freeman, S. B. 547, bill to amend chapter 180, Laws of 1885. Referred to the Committee on Judiciary.

By Mr. Bowers, S. B. 548, bill to lay off and establish a new county by the name of Bill Saunders. Referred to the Committee on Propositions and Grievances.

By Mr. Gilman, S. B. 549, bill to amend section 2053, chapter 50 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 550, bill to protect persons who have property insured from insolvent insurance companies. Referred to the Committee on Insurance.

By Mr. King, S. B. 551, bill to incorporate the Building and Loan Company of Greensboro, N. C. Referred to the Committee on Corporations.

By Mr. McLean, S. B 552, bill to amend chapter 144, Laws of 1883. Referred to the Committee on Corporations.

S B. 553, bill to amend chapter 220, Laws of 1889. Referred to the Committee on Corporations.

By Mr. Reynolds, S. B. 554, bill to amend chapter 224, Laws of 1887. Referred to the Committee on Propositions and Grievances.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 711, S. B. 532, bill for the relief of J. K. Boone, Clerk of the Superior Court of Haywood County, on its second reading.

Mr. Gilman moved to amend:

Insert: "*Provided*, that nothing in this act shall be construed to relieve such Clerk from liabilities on his official bond to any person aggrieved by such absence."

Adopted.

The bill passed its second and third readings, and the Senate amendment was ordered sent to the House of Representatives without engrossment.

H. B. 224, S. B. 353, bill to amend the charter of the town of Salisbury, on its third reading.

The amendments reported by the Committee on Finance were adopted.

The bill passed its third reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Culbreth, Davis of Franklin, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Shankle, Skinner, Stanford, Twitty, White, Wilcox and Williams—36.

S. B. 381, bill to amend chapter 410, Laws of 1887, entitled an act supplemental to chapter 308, Laws of 1885, entitled an act to establish and maintain an industrial school, on its second reading.

On motion of Mr. Williams, the bill was postponed until Friday, 20th instant, and made the special order for 12 o'clock noon of that day.

H. B. 250, S. B. 376, bill to incorporate the Carolina and Virginia Railway Company, on its second reading.

The bill passed its second reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Bell, Bishop, Bowers, Butler, Courts, Culbreth, Davis of Franklin, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Stanford, Twitty, Walser and Wilcox — 34.

S. B. 352, bill to incorporate the Asheville and Thermal Belt Railroad Company, on its third reading.

Mr. Twitty moved to amend:

Strike out in line 7, section 1, the name of Thomas Turner. Amend section 3, line 19, by striking out "one million five hundred thousand dollars," and insert in lieu thereof "three million dollars."

Adopted.

The bill passed its third reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bowers, Bull, Culbreth, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Twitty, White, Wilcox and Williams — 35.

The bill was ordered sent to the House of Representatives without engrossment.

H. B. 49, S. B. 442, bill to amend and consolidate the several acts heretofore passed for the better regulation and gov-

ernment of the city of Burlington in Alamance County, passed its third reading, ayes 37, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Bull, Butler, Courts, Culbreth, Davis of Franklin, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight, Twitty, White, Wilcox and Williams—37.

The bill was ordered enrolled.

H. B. 380, S. B. 529, bill to create an additional Justice of the Peace for Buncombe County, passed its second and third readings, and was ordered enrolled.

S. B. 482, bill to authorize the Commissioners of Harnett County to fund and pay the existing debts of said county, passed it second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Culbreth, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Shankle, Skinner, Speight, Twitty, White, Wilcox and Williams — 32.

H. B. 218, S. B. 511, bill for the relief of sheriffs and tax-collectors and their representatives, passed its second and third readings and was ordered enrolled.

H. B. 286, S. B. 451, bill to regulate fishing in Pamlico river, passed its second reading.

S. B. 470, bill to amend the charter of the city of Raleigh, N. C., passed its third reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Butler, Culbreth, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty,

Mitchell, Morgan, Parker, Reid, Reynolds, Shankle, Skinner, Speight, Twitty, White and Wilcox — 32.

The bill was ordered sent to the House of Representatives without engrossment.

S. B. 393, bill to incorporate the Commercial Security Company of Greensboro, N. C., passed its third reading and was ordered sent to the House of Representatives without engrossment.

H. B. 435, S. B 507, bill to authorize the Commissioners of Warren County to levy a special tax, passed its second reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Courts, Culbreth, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight, Twitty, White, Wilcox and Williams — 36.

H. B. 470, S. B. 487, bill to authorize the Commissioners of Moore County to levy a special tax, on its second reading.

Mr. Bellamy moved to amend:

Strike out the words, "that said bonds shall be exempt from county taxation."

Adopted.

The bill passed its second reading, ayes 38, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Courts, Culbreth, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Shankle, Speight, Twitty, White, Wilcox and Williams — 38.

H. B. 103, S. B. 446, bill to prohibit the sale of liquor in the town of Burgaw, on its second reading.

Mr. Aycock moved the bill be laid on the table.

Lost.

The bill passed its second reading.

H. B. 244, S. B. 497, bill to provide for the removal of the remains of General Jethro Sumner to Guilford County, passed its second and third readings and was ordered enrolled.

H. B. 381, S. B. 452, bill to amend section 1972 of *The Code*, passed its second and third readings and was ordered enrolled.

S. B. 481, bill to incorporate the Cabarrus and Union Railroad Company, on its second reading.

On motion of Mr. Butler, the bill was recommitted to the Committee on Internal Improvements.

Mr. Butler moved to take from the table and place upon the Calendar,

H. B. 74, S. B. 166, bill to amend section 32 of *The Code*. The motion was lost.

H. B. 424, S. B. 454, bill to amend chapter 219, Laws of 1883, passed its second and third readings and was ordered enrolled.

H. B. 90, S. B. 444, bill to amend chapter 137, Laws of 1889, in relation to improving certain streams in Rockingham County, passed its second and third readings and was ordered enrolled.

H. B. 249, S. B. 450, bill to incorporate the town of Glenville in Jackson County, on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second reading, ayes 31, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Aycock, Bell, Bowers, Courts, Culbreth, Davis of

Franklin, Davis of Haywood, Freeman, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Shankle, Skinner, Speight, Twitty, Walser, White and Wilcox — 31.

H. B. 72, S. B. 443, bill to facilitate the cancellation of mortgages and deeds of trust, on its second reading.

On motion of Mr. Aycock, the bill was recommitted to the Committee on Judiciary.

H. B. 613, S. B. 509, bill for the relief of L. Dillahunt, Jr. of Jones County, passed its second and third readings and was ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives asking the return of House amendment to S. B. 314, H. B. 590, bill to amend section 403 of *The Code*, to that honorable body.

The bill was ordered returned, as requested.

Also, a message announcing the concurrence of that honorable body in the request of the Senate for a Committee of Conference on House amendment to S. B. 261, H. B. 507, bill to incorporate the Baptist Female University of North Carolina, and that the Honorable Speaker had appointed as conferees on the part of the House, Messrs. Holman, Ray, Franck, Peebles and Bryan of Wilkes.

Also a message transmitting engrossed House substitute for S. B. 36, H. B. 366, bill to incorporate the town of Centreville in Forsyth County, to be entitled a bill to extend the jurisdiction of the town of Salem, N. C.

On motion of Mr. Reynolds, the substitute was concurred in and the bill was ordered enrolled.

Mr. Aycock moved the Senate adjourn until to-morrow morning at 10 o'clock.

Mr. Gilman moved to amend:

Strike out 10 o'clock and insert in lieu thereof 11 o'clock.

Lost.

Mr. Aycock's motion was adopted.

THIRTY-THIRD DAY.

SENATE CHAMBER, February 13, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

The Journal of yesterday was approved.

Leave of absence was granted Mr. Ardrey for one week; Mr. Alston until Monday; Mr. Mitchell until Monday; Mr. Hobson indefinitely.

Messrs Avery, Butler, Galloway, Grigsby, Parker and Speight, members of the Committee on Insane Asylums, were announced absent, visiting the Asylum at Morganton.

Messrs. Williams and Freeman, members of the Committee on Education, announced absent visiting the University.

PETITION.

Mr. Stanford presented a petition from the citizens of White Plains Friends' Meeting House, to prevent the sale of intoxicating liquors. Referred to the Committee on Propositions and Grievances.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Twitty, S. B. 465, bill to incorporate the Catawba Hotel Company of Marion, North Carolina, recommending it do pass.

From the Committee on Judiciary:

By Mr. Reid, S. B 519, bill to change chapter 201, Laws of 1885, recommending it do pass;

H. B. 39, S B. 512, bill to prohibit the sale of cigarettes to minors, reporting it without recommendation;

H. B. 204, S. B. 448, bill to amend chapter 224, Laws of 1887, recommending it do not pass.

By Mr. Reynolds, S. B. 549, bill to amend section 2053, chapter 50 of *The Code*, recommending it do pass;

H. B. 134, S. B. 431, bill to amend chapter 17, section 708 of *The Code*, recommending it do not pass.

By Mr. Gilman, S. B. 526, bill to amend chapter 6, section 677 of *The Code*, relative to the shares of incorporated companies, recommending it do pass;

H. B. 13, S. B. 440, bill to amend section 1246 of *The Code* in relation to registration of deeds, recommending it do not pass;

H. B. 170, S. B. 502, bill to define and prescribe when leases of turpentine trees or orchards shall expire in absence of special contracts, reporting an amendment, and, as amended, recommending it do pass;

S. B. 3, bill to amend *The Code* in relation to interest, reporting it without recommendation.

From the Committee on Corporations:

By Mr. Twitty, S. B. 277, bill to charter the town of Lexington, recommending it do not pass.

Mr. White, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 105, a bill to be entitled an act to amend sections 751, 758, 761 and 763 of *The Code*, in reference to claims, etc., against county and finance committee;

S. B. 390, a bill to be entitled an act to provide for the collection and apportionment of railroad taxes in certain townships in Rowan County and for other purposes;

S. B. 395, bill to be entitled an act to amend chapter 126, Private Laws of 1889, in relation to the town charter of Elizabeth City;

S. B. 401, a bill to be entitled an act to provide for the payment of the indebtedness of Beaufort County;

S. B. 423, a bill to be entitled an act to authorize the Commissioners of Pasquotank County to issue bonds and levy a special tax;

S. B. 428, a bill to be entitled an act to incorporate the town of Pikeville;

Senate amendments to H. B. 158, S. B. 447, a bill to be entitled an act to dispose of the unclaimed dead bodies of convicts;

Senate amendments to H. B. 285, S. B. 501, a bill to be entitled an act to amend, ratify and confirm the charter of the Winston Water Company;

Senate amendments to H. B. 371, S. B. 435, a bill to be entitled an act to incorporate the North Carolina Slate Company.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. King, S. B. 555, bill to encourage and promote the growth, culture and marketing of fruits and vegetables in North Carolina. Placed on the Calendar.

Also (by request). S. B. 556, bill to amend chapter 412, Laws of 1887, in reference to Savings Banks. Referred to the Committee on Banks and Currency.

By Mr. Greene of Harnett, S. B. 557, bill to make Cape Fear river a lawful fence. Referred to the Committee on Propositions and Grievances.

S. B. 558, bill to incorporate the various churches in the State not heretofore incorporated. Referred to the Committee on Propositions and Grievances.

By Mr. Bell, S. B. 559, bill to repeal chapter 224, Laws of 1887, in relation to Pinion Detective Agents carrying concealed weapons. Referred to the Committee on Judiciary.

By Mr. Ardrey, S. R. 560, resolution to raise a joint committee to nominate Trustees for the Normal and Industrial and Training School for white girls. Placed on the Calendar.

By Mr. Alston, S. B. 561, bill to amend chapter 362, Laws of 1889. Referred to the Committee on Propositions and Grievances.

By Mr. Aycock. S. B. 562, bill to incorporate Goldsboro Lodge, No. 139, Benevolent and Protective Order of Elks. Referred to the Committee on Corporations.

S. B. 563, bill to incorporate the Rocky Point and Pender Phosphate and Improvement Company of North Carolina. Referred to the Committee on Corporations.

By Mr. McLean, S. B. 564, bill to amend section 2824 of *The Code* in regard to stock law. Referred to the Committee on Agriculture, Mechanics and Mining.

S. B. 565, bill to incorporate the Lumber River Industrial and Live Stock Association in Robeson County. Referred to the Committee on Agriculture, Mechanics and Mining.

S. B. 566, bill to establish Saddle Tree Township in Robeson County. Referred to the Committee on Propositions and Grievances

By Mr. Stanford, S. B. 567, bill to prohibit the sale of liquors within two miles of White Plains Friends' Meeting-house in Surry County. Referred to the Committee on Propositions and Grievances.

By Mr. Avery, S. B. 568, bill for the relief of Clerks of the Superior Courts Referred to the Committee on Judiciary.

By Mr. Bell, S. B. 569, bill to allow Justices of the Peace to take acknowledgments of deeds in certain cases, and to validate in certain cases those heretofore taken by them. Referred to the Committee on Judiciary.

By Mr. King, S. B. 570, bill to incorporate the Grimm Brown-stone and Improvement Company. Referred to the Committee on Corporations.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 27[illegible], bill to charter the town of Lexington, was,

On motion of Mr. Greene of Wake, laid on the table.

S. R. 560, resolution to raise a joint committee to nominate Trustees for the Normal and Industrial School for White Girls, was adopted and ordered sent to the House of Representatives without engrossment.

H. B. 286, S. B. 451, bill to regulate fishing in Pamlico river, passed its third reading and was ordered enrolled.

H. B. 250, S. B. 376, bill to incorporate the Carolina and Virginia Railroad Company, passed its third reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Aycock, Bell, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Skinner, Stanford, Twitty and White — 26.

The Senate amendment was ordered sent to the House of Representatives without engrossment.

H. B. 249, S. B. 450, bill to incorporate the town of Glenville in Jackson County, passed its third reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Bell, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Skinner, Stanford, Twitty and White — 26.

The Senate amendment was ordered engrossed and sent to the House of Representatives.

H. B. 470, S. B. 487, bill to authorize the Commissioners of Moore County to levy a special tax, passed its third reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Aycock, Bell, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Stanford, Twitty and White — 29.

The Senate amendment was ordered engrossed and sent to the House of Representatives.

S. B. 482, bill to authorize the Commissioners of Harnett County to fund and pay the existing debts of said county, on its third reading.

Mr. Greene of Harnett, moved to amend:

Strike out in section 6 the word "issued" in line 2, and insert in lieu thereof the word "signed."

Adopted.

The bill passed its third reading, ayes 26, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Aycock, Bell, Bull, Courts, Culbreth, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Skinner, Stanford, Twitty and White — 26.

The bill was ordered engrossed and sent to the House of Representatives.

H. B 435, S. B. 507, bill to authorize the Commissioners of Warren County to levy a special tax, passed its third reading, ayes 27, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Aycock, Bell, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas,

McLean, McLarty, Mitchell, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Skinner, Stanford, Twitty and White — 27.

The bill was ordered enrolled.

H. B. 94, S. B. 445, bill to amend chapter 133, Laws of 1889, incorporating the town of Hasty in Richmond County, on its second reading.

On motion of Mr. McLean, the bill was recommitted to the Committee on Corporations.

S. B. 480, bill to amend the charter of the Roanoke and Southern Railway Company, on its second reading.

The amendment reported by the Committee on Internal Improvements was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 388, S. B. 489, bill to exempt ordained ministers from working public roads, on its second reading.

Mr. Ardrey moved to amend:

"This act shall not apply to the County of Mecklenburg."

Mr. Morgan moved to amend:

"This act shall not apply to the county of Currituck."

On motion of Mr. Bell, the bill was laid on the table.

H. B. 409, S. B. 488, bill for the benefit of the town of Madison in Rockingham County, N. C., passed its second reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Aycock, Bell, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Skinner, Stanford, Twitty and White — 28.

H. B. 500, S. B. 493, bill to amend the charter of the town of Edenton, passed its second reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Aycock, Bell, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Skinner, Twitty and White — 26.

H. B. 250, S. B. 490, bill to provide an alternative method of constructing and keeping in repair the public roads in Buncombe County, passed its second reading, ayes 27, noes, --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Aycock, Bell, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Skinner, Stanford, Twitty and White — 27.

H. B. 140, S. B. 513, bill to amend the charter of the town of Weldon, passed its second reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Aycock, Bell, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Skinner, Twitty and White — 26.

H. B. 498, S. B. 504, bill to incorporate the Bank of Marion, passed its second and third readings and was ordered enrolled.

H. B. 467, S. B. 506, bill to incorporate Cherryville Manufacturing Company, Cherryville, N. C., passed its second and third readings and was ordered enrolled.

H. B. 335, S. B. 503, bill to create a new township in Richmond County, passed its second and third readings and was ordered enrolled.

H. B. 461, S. B. 498, bill to incorporate the town of Everetts, passed its second reading, ayes 26, noes . , as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Aycock, Bell, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Russell, Shankle, Skinner, Twitty, Walser and White — 26.

H. B. 451, S. B. 4-5, bill to incorporate the town of Hayesville in Clay County, passed its second reading, ayes 29, noes -- , as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Aycock, Bell, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Skinner, Stanford, Twitty, Walser and White — 29.

S. B. 426, bill to amend chapter 484, Laws of 1889, entitled an act to supplement the school fund, passed its second reading, ayes 29, noes -- , as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardry, Aycock, Bell, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Skinner, Stanford, Twitty, Walser and White — 29.

S. B. 525, bill for the relief of Richard Watts of Wilkes County, on its second reading.

By consent, Mr. White withdrew the bill.

H. B. 389, S. B. 413, bill to incorporate the Trustees of Belle View High School, passed its second and third readings and was ordered enrolled.

H. B. 361, S. B. 411, bill to incorporate Rural Hall Male and Female Academy in Forsyth County, passed its second and third readings and was ordered enrolled.

H. B. 469, S. B. 455, bill to incorporate the Fries Manufacturing and Power Company, on its second reading.

The pending amendments offered by Mr. Butler were adopted.

The bill passed its second and third readings; the Senate amendments were ordered engrossed and sent to the House of Representatives.

S. B. 422, bill to authorize the Commissioners of Columbus County to compromise and settle with the sureties of Kenneth Haynes, late Sheriff of said county, passed its second and third readings, was ordered sent to the House of Representatives without engrossment.

S. B. 418, bill to amend chapter 110, Private Laws of 1889, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 420, bill to prevent the use of screens in bar-rooms, was,

On motion of Mr. McLean, recommitted to the Committee on Propositions and Grievances.

S. B. 421, bill to amend section 709 of *The Code* in relation to Pasquotank County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 429, bill to prevent obstructions to passage of fish in Little river, on its second reading.

The amendment reported by the Committee on Fish and Fisheries was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 467, bill to prohibit the manufacture or sale of spirituous or malt liquors within two miles of Apex, N. C., was,

On motion of Mr. Greene of Wake, recommitted to the Committee on Propositions and Grievances.

S. B. 466, bill to enforce the better drainage of certain lands in Lincoln County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 463, bill to restore the burnt records of any county, was,

On motion of Mr. Gilman, laid on the table.

S. B. 471, bill to incorporate the Murphy Improvement Company, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B 103, S. B. 446, bill to prohibit the sale of liquors in the town of Burgaw, on its third reading.

Mr. Aycock moved to amend:

Add at end of section 2 the following: "*Provided*, that a majority of the qualified voters of said territory shall so decide at an election held under section 3113 of *The Code*."

Adopted.

The bill passed its third reading; the Senate amendment was ordered engrossed and sent to the House of Representatives.

S. B. 241, bill to amend chapter 76, section 6, Private Laws of 1881, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 473, bill to authorize Alexander County to levy a special tax, passed its second reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Aycock, Bell, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine Reid, Reynolds, Russell, Shankle, Skinner, Stanford, Twitty, Walser and White—28.

S. B. 12, bill relating to the University and Agricultural and Mechanical College, on its second reading.

The substitute reported by the Committee on Agriculture, Mechanics and Mining was lost.

On motion of Mr. Ardrey, the bill was laid on the table.

S. B. 483, bill to incorporate the Concord Water-works Company, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bills, which were read the first time and placed on the Calendar:

H. B. 782, S B. 571, bill to change the time of holding courts in the Ninth Judicial District;

H. B. 783, S. B. 572, bill to change the time of holding courts in the Tenth Judicial District.

THE CALENDAR

was resumed.

H. B. 782, S. B. 571, bill to change the time of holding courts in the Ninth Judicial District, passed its second and third readings and was ordered enrolled.

H. B. 783, S. B. 572, bill to change the time of holding courts in the Tenth Judicial District, passed its second and third readings and was ordered enrolled.

S. B. 549, bill to amend section 2053, chapter 50 of *The Code*, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 204, S. B. 448, bill to amend chapter 224, Laws of 1887, was, on motion of Mr. Gilman, recommitted to the Committee on Judiciary.

S. B. 555, bill to encourage and promote the growth, culture and marketing of fruits and vegetables in North Carolina, passed its second and third readings and was

ordered sent to the House of Representatives without engrossment.

S. B. 3, bill to amend *The Code*, in relation to interest, on its third reading.

On motion of Mr. Gilman, the bill was postponed until Wednesday next, 18th inst., and made special order for 1 o'clock P. M. of that day.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting without engrossment House bill, which was read the first time and disposed of as follows:

H. B. 623, S. B. 573, bill to incorporate the Commercial and Farmers Bank. Referred to the Committee on Banks and Currency.

Also, engrossed House amendments to S. B. 175, H. B. 762, bill to provide for the general supervision of railroads, steamboat and canal companies, etc., doing business in this State. Placed on the Calendar; and

On motion of Mr. King, it was made special order for Wednesday next, 18th inst., at 12 o'clock noon of that day.

On motion of Mr. Twitty, the Senate adjourned until to-morrow morning at 11 o'clock.

THIRTY-FOURTH DAY.

SENATE CHAMBER, February 14, 1891.

The Senate met pursuant to adjournment, Lieutenant-Governor Holt in the chair.

Prayer by Mr. Pell.

The Journal of yesterday was approved.

Leave of absence was granted Mr. Freeman until Tuesday; Mr. Skinner for to-day.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Twitty, petition from citizens of Rutherford County, High Shoals Township, in regard to incorporation of certain churches. Referred to the Committee on Propositions and Grievances.

By Mr. Turner, petition of citizens of Iredell County, asking that so much of the act prohibiting the sale of spirituous liquors within certain distance of Connelly's Chapel in Iredell County be repealed. Referred to the Committee on Propositions and Grievances.

By Mr. Culbreth, petition from the citizens of Ransom's Township, Columbus County, asking that the sale of liquor be prohibited within four miles of Cronley in said county. Referred to the Committee on Propositions and Grievances.

Petition from citizens of Ransom's Township asking that the sale of spirituous liquors be not prohibited within four miles of Cronley in said county. Referred to the Committee on Propositions and Grievances.

By Mr. McLarty, petition of citizens to incorporate Redin Springs Church and Camp Ground in Union County. Referred to the Committee on Propositions and Grievances.

REPORTS FROM COMMITTEES

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Twitty, S. B. 554, bill to amend chapter 224, Laws of 1887, recommending it do pass.

From the Committee on Education:

By Mr. Paine, H. B. 319, S. B. 439, bill to charter Robeson Institute, Lumberton, N. C., reporting an amendment, and, as amended, recommending it do pass.

From the Committee on Corporations:

By Mr. Wilcox, H. B. 118, S. B. 531, bill to incorporate the Enterprise Land and Improvement Company of Cumberland County, N. C., recommending it do pass;

S. B. 552, bill to amend chapter 144, Laws of 1883, recommending it do pass.

By Mr. Twitty, S. B. 378, bill to declare the Tyson & Jones Buggy Company a duly incorporated company, and to amend and enlarge its charter, reporting an amendment, and, as amended, recommending it do pass;

S. B. 520, bill to amend the charter of the town of Old Sparta in Edgecombe County, recommending it do pass;

S. B. 464, bill to incorporate Redin Springs Church and Camp Ground in Union County, recommending it do pass;

S. B. 553, bill to amend chapter 220, Laws of 1889, recommending it do pass.

By Mr. Bellamy, H. B. 263, S. B. 524, bill to amend chapter 252, Private Laws of 1889, in reference to Battery Park Hotel and Improvement Company, reporting an amendment, and, as amended, recommending the bill do pass.

By Mr. Twitty, S. B. 570, bill to incorporate the Grimm Brown-stone and Improvement Company, recommending it do pass.

From the Committee on Finance:

By Mr. Paine, H. B. 330, S. B. 500, bill to fund the debt of Onslow County and to levy a special tax to pay the same, reporting amendments, and, as amended, recommending it do pass.

By Mr. Davis of Haywood, S. B. 518, bill for the relief of H. C. Kearney, Sheriff of Franklin County, recommending it do pass.

By Mr. McLean, S. B. 514, bill to authorize and empower the Commissioners of the town of Monroe, N. C., to levy an additional tax and for other purposes, recommending it do pass.

By Mr. Greene of Harnett, S. B. 517, bill to authorize the Commissioners of Franklin County to levy a special tax, reporting an amendment, and, as amended, recommending the bill do pass.

From the Committee on Fish and Fisheries:

By Mr. Lucas S. B. 144, bill to incorporate the New River Oyster Company, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Shankle, S. B. 459, bill to perpetuate the landmarks of oyster grounds in Onslow County and to facilitate the catching of migratory fish, reporting an amendment thereto, and, as amended, recommending it do pass.

From the Committee on Military Affairs:

By Mr. Greene of Harnett, S. B. 417, bill for the benefit of the Fayetteville Independent Light Infantry Company of Fayetteville, North Carolina, reporting an amendment, and, as amended, recommending it do pass.

Mr. Russell, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 350, a bill to be entitled an act to amend chapter 159 of the Private Acts of the General Assembly of North Carolina passed at session of 1887, in relation to the town of Southern Pines;

S. B. 384, a bill to be entitled an act to incorporate the Mount Olive Railway and Lumber Company.

Mr. McLean, for the Committee on Enrolled bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

H. B. 95, S. B. 408, an act to amend chapter 232, Laws of 1879;

H. B. 120, S. B. 256, an act to require the owners of real estate along the several water-courses in Cleveland County to clear out the channels of the same;

S. B. 205, H. B. 399, an act to incorporate the Citizens Bank, to be located at Winston, North Carolina;

H. B. 339, S. B. 436, an act to amend chapter 124, Private Laws of North Carolina, passed at session of 1889;

H. B. 29, S. B. 407, an act to amend chapter 124, Laws of 1889;

S. B. 60, H. B. 294, an act to incorporate the Spray Water-power and Land Company;

H. B. 139, S. B. 409, an act to incorporate Globe Academy in Caldwell County;

H. B. 364, S. B. 437, an act to authorize the Commissioners of Perquimans County to levy a special tax;

S. B. 449, H. B. 205, an act incorporating the stockholders of Sparta Institute;

S. B. 182, H. B. 458, an act to amend section 218 of *The Code;*

H. B. 310, S. B. 433, an act to incorporate Mebane Academy;

H. B. 378, S. B. 412, an act to abolish the March Term of the Superior Court of Columbus County;

H. B. 422, S. B. 373, an act to authorize the city of Goldsboro to issue bonds for public improvements and to levy a special tax and for other purposes;

S. B 254, H. B. 645, an act to incorporate the Soldiers' Home Association and to make an appropriation towards its support;

H. B. 224, S. B 353, an act to amend the charter of the town of Salisbury;

S. B. 334, H. B. 625, an act to amend section 685 of *The Code;*

H. B. 219, S. B. 258, an act to incorporate the Trustees of Mount Amœna Female Seminary;

H. B. 380, S. B. 529, an act to create an additional Justice of the Peace for Buncombe County in Asheville Township;

H. B. 613, S. B. 509, an act for the relief of L. Dillahunt, Jr., Jones County;

H. B. 90, S. B. 444, an act to amend chapter 127 of the Laws of 1889, in relation to improving certain streams in Rockingham County;

H. B. 381, S. B. 452, an act to amend section 1972 of *The Code;*

S. B. 91, H. B. 253, an act to simplify the statutes of limitations;

S. B. 46, H. B. 233, an act to regulate the fees of sheriffs and constables in cases of claim and delivery of personal property;

H. B. 711, S. B. 532, an act for the relief of J. K. Boone, Clerk of the Superior Court of Haywood County;

H. B. 424, S. B. 454, an act to amend chapter 219, Laws of 1883;

S. B. 318, H. B. 594, an act to incorporate Clinton Loan Association;

H. B. 218, S. B. 511, an act for the relief of Sheriffs and tax-collectors and their representatives;

H. B. 244, S. B. 497, an act to appropriate fifty dollars for the re-interment of the remains of Brigadier General Jethro Sumner, on the battle-field of Guilford Court-House;

S. B. 156, H. B. 646, an act to incorporate the Leaksville Aluminum Manufacturing Company;

H. B. 6, S. B. 368, an act to incorporate the Farmers and Merchants Bank of New Bern;

S. B. 36, H. B. 366, an act to extend the police jurisdiction of the town of Salem;

H. B. 245, S B. 295, an act to protect fish in Arannus Creek, Camden County, North Carolina.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time and disposed of as follows:

By Mr. Turner, S. B. 574, bill to incorporate the Statesville Development Company. Referred to the Committee on Corporations.

By Mr. Wilcox, S. B. 575, bill to incorporate the Glendon and Gulf Mining and Manufacturing Company. Placed on the Calendar.

By Mr. Morgan, S. B. 576, bill to incorporate Fidelity Lodge, No. 83, Independent Order of Odd Fellows, in Camden County. Referred to the Committee on Corporations.

S. B. 577, bill to incorporate the Elizabeth City Ferry. Referred to the Committee on Corporations.

By Mr. Russell, S. B. 578, bill to authorize the town of Durham to issue school bonds. Referred to the Committee on Education.

By Mr. Bellamy, S. B. 579, bill to provide for the traveling and other necessary expenses of the Judges of this State. Referred to the Committee on Judiciary.

S. B. 580, bill to authorize the Wilmington, Onslow and East Carolina Railroad Company to change its name. Referred to the Committee on Corporations.

S. B. 581, bill to amend an act entitled an act to incorporate the Wilmington, Onslow and East Carolina Railroad Company, being chapter 233, Laws of 1885. Referred to the Committee on Corporations.

By Mr. Culbreth, S. B. 582, bill supplementing an act to amend chapter 280, Laws of 1889, by adding thereto the county of Columbus. Placed on the Calendar.

By Mr. Paine, S. B. 583, bill to incorporate Triangle Schoolhouse in Lincoln County. Referred to the Committee on Judiciary.

S. B. 584, bill to amend sections 3119 and 3120 of *The Code*, in regard to master and servant. Referred to the Committee on Judiciary.

By Mr. McLean, S. B. 585, bill to incorporate the Little Bluff, Raemont and Maxton Railway Company. Referred to the Committee on Corporations.

By Mr. Shankle, S. B. 586, bill to amend chapter 18, Private Laws of 1881, entitled an act to incorporate the town of Norwood, Stanly County, N. C. Referred to the Committee on Corporations.

By Mr. King, S. B. 587, bill to amend chapter 459, Laws of 1889, being an act to incorporate the Greensboro, Rox-

boro and Eastern Railroad Company. Referred to the Committee on Internal Improvements.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 140, S. B. 513, bill to amend the charter of the town of Weldon, passed its third reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Aycock, Bell, Bellamy, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Skinner, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 28.

The bill was ordered enrolled.

H. B. 409, S. B 488, bill for the benefit of the town of Madison, in Rockingham County, N. C., passed its third reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Aycock, Bell, Bellamy, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Morgan, Paine, Reid, Reynolds Russell, Shankle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 28.

The bill was ordered enrolled

S. B. 473, bill to authorize Alexander County to levy a special tax, passed its third reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs Aycock, Bell, Bellamy, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 28.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 451, S. B. 485, bill to incorporate the town of Hayesville in Clay County, passed its third reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Aycock, Bell, Bellamy, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 28.

The bill was ordered enrolled.

H. B. 461, S. B. 498, bill to incorporate the town of Everetts, passed its third reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Aycock, Bell, Bellamy, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 28.

The bill was ordered enrolled.

H. B. 280, S. B. 490, bill to provide an alternative method of constructing and keeping in repair the public roads in Buncombe County, passed its third reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Aycock, Bell, Bellamy, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 28.

The bill was ordered enrolled.

H. B. 500, S. B. 493, bill to amend the charter of the town of Edenton, passed its third reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Aycock, Bell, Bellamy, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 28.

The bill was ordered enrolled.

S. B. 426, bill to amend chapter 484, Laws of 1889, entitled an act to supplement the school fund, passed its third reading, ayes 28, noes --, as follows:

Those voting the affirmative were:

Messrs. Aycock, Bell, Bellamy, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 28.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 344, bill to divide the crime of murder into two degrees and define the same.

The bill passed its second reading and was put on its third reading.

On motion of Mr. Turner, it was postponed until Wednesday next, 18th inst., and made special order immediately after the morning hour.

On motion of Mr. King, S. B. 175, H. B. 762, bill to provide for the general supervision of railroads, steamboat and canal companies, etc., doing business in this State, was, with House amendments, ordered printed.

Mr. Bellamy moved that when the Senate adjourn to-day it do so to meet at 2 P. M. on Monday next. Adopted.

THE CALENDAR

was resumed

H. B. 133, S. B. 431, bill to amend chapter 17, section 708 of *The Code*, was,

On motion of Mr. Lucas, laid on the table.

H. B. 170, S. B. 502, bill to define and prescribe when leases of turpentine trees or orchards shall expire in absence of special contracts, on its second reading.

The amendment reported by the Committee on Judiciary was read.

Mr. Wilcox moved to amend the amendment:

Strike out "first day of January" and insert in lieu thereof "first day of April."

Adopted.

The amendment, thus amended, was adopted.

The bill passed its second and third readings, the Senate amendments were ordered engrossed and sent to the House of Representatives.

H. B. 330, S. B. 500, bill to fund the debt of Onslow County and to levy a special tax to pay the same, on its second reading.

The amendments reported by the Committee on Finance were adopted.

The bill passed its second reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Aycock, Bell, Bellamy, Bull, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Morgan, Paine, Reid, Reynolds, Russell, Shankle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 28.

H. B. 13, S. B. 440, bill to amend section 1246 of *The Code*, in relation to registration of deeds, was,

On motion of Mr. Gilman, laid on the table.

H. B. 39, S. B. 512, bill to prohibit the sale of cigarettes to minors, on its second reading.

Mr. King moved to amend:

Strike out sections 3 and 4.

Adopted.

The bill passed its second reading.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bills and House amendment to Senate bill, which were read the first time and disposed of as follows:

H. B. 93, S. B. 588, bill to authorize the sale of lands in certain cases where contingent interests are given and the persons to take are not *in esse*. Referred to the Committee on Judiciary.

H. B. 53, S. B. 589, bill in relation to dower. Referred to the Committee on Judiciary.

H. B. 91, S. B. 590, bill to incorporate the Farmers Loan and Trust Company. Referred to the Committee on Corporations.

H. B. 45, S. B. 591, bill to amend section 752 of *The Code* in relation to fees of Sheriffs and Constables. Referred to the Committee on Judiciary.

H. 605, S. B. 592, bill to amend section 10, chapter 216, Private Laws of 1889. Referred to the Committee on Judiciary.

H. B. 627, S. B. 593, bill to amend the charter of Lumberton, N. C. Referred to the Committee on Corporations.

H. B. 96, S. B. 594, bill to amend section 647 of *The Code*, relating to bonds of Constables. Referred to the Committee on Judiciary.

H. B. 617, S. B. 595, bill to amend section 2834 of *The Code*. Referred to the Committee on Judiciary.

Also, a message transmitting without engrossment,

H. B. 302, S. B. 596, bill to amend chapter 363, Laws of 1889. Referred to the Committee on Judiciary.

H. B. 628, S. B. 597, bill to incorporate the town of Hub in the county of Columbus. Referred to the Committee on Corporations.

H. B. 732, S. B. 598, bill to incorporate a bank at New Wilkesboro, N. C. Referred to the Committee on Banks and Currency.

H. B. 771, S. B. 599, bill to incorporate the Burgwyn Brothers Tobacco Company. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 501, S. B. 600, bill to change the name of Toisnot to that of Elm City. Referred to the Committee on Propositions and Grievances.

Engrossed House amendment to S. B. 204, H. B. 586, bill to amend the charter of the town of Hendersonville.

On motion of Mr. Davis of Haywood, the amendment was concurred in and the bill was ordered enrolled.

On motion of Mr. Twitty, the Senate adjourned until Monday next at 11 o'clock P. M.

THIRTY-FIFTH DAY.

SENATE CHAMBER, February 16, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

The Journal of yesterday was approved.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Parker, petition of the citizens of Pasquotank County to prohibit the sale of liquor within two and one-half miles of Newbegun Methodist Episcopal Church. Referred to the Committee on Propositions and Grievances.

By Mr. Morgan (by request), petition of citizens of South Mills in Camden County, praying for the repeal of the Dismal Swamp Canal Company's charter. Referred to the Committee on Judiciary.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Judiciary:

By Mr. Reid, S. B. 178, bill to amend the Code of Civil Precedure relative to the service of the warrant of attachment, recommending it do pass;

S. B. 584, bill to amend sections 3119 and 3120 of *The Code* in regard to master and servant, recommending it do pass.

By Mr. Paine, H. B. 617, S. B. 595, bill to amend section 2834 of *The Code*, recommending it do pass.

By Mr. Parker, S. B. 547, bill to amend chapter 180, Laws of 1885, recommending it do pass;

S. B. 543, bill requiring railroads to redeem unused tickets, recommending it do not pass.

By Mr. Avery, H. B. 605, S B. 592, bill to amend section 10, chapter 216, Private Laws of 1889, recommending it do pass;

H. B. 416, S. B. 414, bill concerning the Clerk of the Superior Court of Wilson County, recommending it do not pass;

S. B. 536, bill to amend section 1285 of *The Code*, recommending it do not pass;

S. B. 537, bill to amend section 1285 of *The Code*, recommending it do not pass.

By Mr. Turner, H. B. 96, S. B. 594, bill to amend section 647 of *The Code*, relating to bonds of constables, recommending it do pass;

H. B. 45, S. B. 591, bill to amend section 3752 of *The Code*, in relation to the fees of Sheriffs and Constables in the service of road orders, recommending it do pass;

H. B. 93, S. B. 588, bill to authorize the sale of lands in certain cases where contingent interests are given and the persons to take are not *in esse*, recommending it do not pass.

By Mr. Morgan, S. B. 545, bill to protect deer, recommending it do pass.

By Mr. Gilman, H. B. 302, S. B. 596, bill to amend chapter 363, Laws of 1889, recommending it do pass;

S. B. 534, bill to amend section 1042 of *The Code*, relative to gambling, recommending it do not pass;

S. B. 474, bill to amend section 2073 and other sections of *The Code*, relative to Sheriffs, so as to regulate the filing of official bonds by such officers, recommending it do not pass.

By Mr. Walser, S. B. 569, bill to allow Justices of the Peace to take acknowledgment of deeds in certain cases and to validate in certain cases heretofore taken by them, recommending it do not pass;

H. B. 53, S. B. 589, bill in relation to dower, recommending it do not pass.

By Mr. Avery, H. B. 204, S. B. 448, bill to amend chapter 224, Laws of 1887, reporting a substitute, and recommending the substitute do pass.

From the Committee on Corporations:

By Mr. Wilcox, H. B. 628, S. B. 597, bill to incorporate the town of Hub in the county of Columbus, reporting amendments, and, as amended, recommending it do pass;

H. B. 627, S. B. 593, bill to amend the charter of Lumberton, N. C., recommending it do pass.

By Mr. Twitty, S. B. 580, bill to authorize the Wilmington, Onslow and East Carolina Railroad Company to change its name, recommending it do pass;

S. B. 581, bill to amend an act entitled an act to incorporate the Wilmington, Onslow and East Carolina Railroad Company, recommending it do pass.

Mr. Speight, for the Committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 31, a bill to be entitled an act to amend the charter of the town of High Point;

S. B. 429, a bill to be entitled an act to prevent obstructions to the passage of fish in Little River, Johnston County;

S. B. 480, a bill to be entitled an act to amend the charter of the Roanoke and Southern Railway Company;

Senate amendment to H. B. 103, S. B. 446, a bill to be entitled an act to prohibit the sale of liquor in the town of Burgaw;

Senate amendment to H. B. 170, S. B. 502, a bill to be entitled an act to define and prescribe when leases of turpentine trees or orchards shall expire in absence of special contracts;

Senate amendment to H. B. 249, S. B. 450, a bill to be entitled an act to incorporate the town of Glenville in Jackson County;

Senate amendment to H. B. 469, S. B. 455, a bill to be entitled an act to incorporate the Fries Manufacturing and Power Company;

Senate amendment to H. B. 470, S. B. 487, a bill to be entitled an act to authorize the Commissioners of Moore County to levy a special tax.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Greene of Wake (by request), S. B. 601, bill to authorize the trustees, under chapter 51, Laws of 1868–'69, to sell the lands therein mentioned and re-invest the proceeds. Referred to the Committee on Judiciary.

By Mr. Galloway, S. B. 602, bill for the relief of Peter Murrill, of Lenoir County. Referred to the Committee on Education.

By Mr. Wilcox, S. B. 603, bill to amend the charter of Jonesboro, Moore County. Referred to the Committee on Corporations.

By Mr. McLean, S. B. 604, bill to amend the charter of the Maxton Building and Loan Association. Referred to the Committee on Corporations.

By Mr. Greene of Harnett, S. B. 605, bill to amend chapter 57, Laws of 1881, relating to the stock-law district in Harnett County. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Paine (by request), S. B. 606, bill to authorize the State Board of Education to invest the funds from sale of swamp lands, etc. Referred to the Committee on Education.

By Mr. Rose, S. B. 607, bill to work certain prisoners on the roads in Johnston County. Referred to the Committee on Propositions and Grievances.

S. B. 608, bill to amend chapter 487, Laws of 1889, in relation to roads in Johnston County. Referred to the Committee on Propositions and Grievances.

By Mr. Grigsby, S. B. 609, bill for the relief of ex-Sheriff Thomas K. Miller. Referred to the Committee on Finance.

By Mr. Avery, S. B. 610, bill to incorporate the Winston Trust Company. Referred to the Committee on Corporations.

Mr. Lucas moved to reconsider the vote by which

Senate amendment to H. B. 103, S. B. 446, bill to prohibit the sale of liquor in the town of Burgaw, was adopted on Saturday.

The motion prevailed.

The question recurred upon the adoption of the amendment.

On motion of Mr. Lucas, the bill, with pending amendment, was recommitted to the Committee on Propositions and Grievances.

Mr. Williams announced as present in the Senate Chamber Hon. Kope Elias, ex-Senator for Macon, and moved he be invited to a seat on the floor of the Senate.

The motion prevailed, and Mr. Williams was requested to escort Mr. Elias to a seat, which he did.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 330, S. B. 500, bill to fund the debt of Onslow County and to levy a special tax to pay the same, passed its third reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Atwater, Avery, Bell, Bellamy, Bowers, Bull, Butler, Courts, Culbreth, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Reynolds, Rose, Russell, Shankle, Skinner, Speight, Turner, Twitty, White and Wilcox — 35.

The Senate amendments were ordered engrossed and sent to the House of Representatives.

S. B. 394, bill to authorize the Albemarle and Raleigh Railroad Company to change the location of its main line from some point near the town of Tarboro to and into said town, on its second reading.

The amendment reported by the Committee on Internal Improvements was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 144, bill to incorporate the New River Oyster Company, on its second reading.

The amendment reported by the Committee on Fish and Fisheries was adopted.

The bill passed its second reading

S. B. 465, bill to incorporate the Catawba Hotel Company, Marion, N. C., passed its second and third readings, was ordered sent to the House of Representatives without engrossment.

H. B. 263, S B. 524, bill to amend chapter 252, Private Laws of 1889, in reference to Battery Park Hotel and Improvement Company, on its second reading.

The amendment reported by the Committee on Corporations was read

Mr. Turner moved to amend the amendment:

Add, "and provided the rate of interest charged by this bank shall not exceed the rate allowed by law."

Adopted.

Thus amended, the amendment was adopted.

The bill passed its second and third readings; the Senate amendments were ordered engrossed and sent to the House of Representatives.

S. B. 311, bill to amend chapter 232, section 1, Laws of 1879, relative to the sale of liquors in the town of Marion, N. C., on its second reading.

The substitute reported by the Committee on Propositions and Grievances was read.

By consent, Mr Reid withdrew the bill.

S. B. 378, bill to declare the Tyson & Jones Buggy Company a duly incorporated company, and to amend and enlarge its charter, on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 118, S. B. 531, bill to incorporate the Enterprise Land and Improvement Company of Cumberland County, N. C., passed its second and third readings and was ordered enrolled.

S. B. 396, bill to repeal the charter of the Murfreesboro Railroad Company, was laid on the table.

H. B. 319, S. B. 439, bill to charter Robeson Institute, Lumberton, N. C., on its second reading.

The amendment reported by the Committee on Education was adopted.

The bill passed its second and third readings; the Senate amendment was ordered engrossed and sent to the House of Representatives.

S. B. 398, bill to amend Art. IV, section 27 of the Constitution, so as to allow the General Assembly to increase and

regulate the jurisdiction of Justices of the Peace, etc., passed its second reading (three-fifths of the Senators-elect voting therefor), as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Atwater, Avery, Aycock, Bellamy, Bowers, Bryan, Butler, Culbreth, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, Lucas, McLean, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty and Williams — 32.

S. B. 399, bill to incorporate the Brunswick, Western and Southern Railroad Company, passed its second reading, ayes 23, noes 9, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Atwater, Avery, Bell, Bellamy, Bowers, Bull, Davis of Haywood, Galloway, Gilman, Greene of Harnett, McLarty, Mitchell, Morgan, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford and Turner — 23.

Those voting in the negative were:

Messrs. Aycock, Butler, Culbreth, Morgan, Paine, Parker, Twitty, White and Williams — 9.

S. B. 580, bill to authorize the Wilmington, Onslow and East Carolina Railway Company to change its name, passed its second reading.

S. B. 581, bill to amend an act entitled an act to incorporate the Wilmington, Onslow and East Carolina Railway Company, being chapter 233, Laws of 1885, passed its second reading.

S. B. 575, bill to incorporate the Glendon and Gulf Mining and Manufacturing Company, passed its second reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Bell, Bellamy, Bowers, Bull, Butler, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Galloway, Greene of Harnett, Greene of

Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Russell, Shankle, Turner, Twitty, White, Wilcox and Williams—31.

S. B. 570, bill to incorporate the Grimm Brown-stone and Improvement Company, passed its second reading.

S. B. 417, bill for the benefit of the Fayetteville Independent Light Infantry Company of Fayetteville, N. C.

The amendment reported by the Committee on Military Affairs was adopted.

The bill passed its second reading.

S. B. 464, bill to incorporate Redin Springs Church and Camp Ground in Union County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 430, bill to amend chapter 33 of *The Code*, passed its second reading.

S. B. 459, bill to perpetuate the landmarks of oyster grounds in Onslow County and to facilitate the catching of migratory fish, on its second reading.

The amendment reported by the Committee on Fish and Fisheries was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 472, bill to amend chapter 24, Private Laws of 1879, relating to fishing in the tributaries of Neuse River, on its second reading.

Mr. Galloway offered a substitute for the bill.

On motion of Mr. Lucas, the bill, with pending substitute, was recommitted to the Committee on Fish and Fisheries.

On motion of Mr. Greene of Wake, the Senate adjourned until to-morrow morning at 11 o'clock

THIRTY-SIXTH DAY.

SENATE CHAMBER, February 17, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Mr. Hall, of the city.

The Journal of yesterday was approved.

The President appointed as additional members of the Committee on Enrolled Bills, Messrs. White, Atwater and Galloway.

Mr. Atwater announced that, being absent, sick, at the time of the election of United States Senator, he desired to state that, had he been here, he would have voted most cheerfully for Hon. Zeb. B. Vance. He was also absent when the bill (S. B. 175) to create a railroad commission passed the Senate, and had he been present he would have voted for it.

Mr. Grigsby was announced absent to-day on account of sickness.

Leave of absence was granted Mr. Reynolds for the remainder of the week.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Bowers, petition from Harris' Chapel in Brinkleyville Township, Halifax County, asking to be incorporated, and the sale of spirituous liquors be prohibited within five miles of said church. Referred to the Committee on Propositions and Grievances.

Petition asking that Corinth and Hawkins' Chapel churches be incorporated, and that the sale of intoxicating liquors be prohibited within two miles of the same, in Halifax County. Referred to the Committee on Propositions and Grievances.

Petition from citizens and members of Weaver's Chapel, Littleton Township, Halifax County, asking that said church be incorporated, and the sale of intoxicating liquors be prohibited within two miles of the same. Referred to the Committee on Propositions and Grievances.

By Mr. Allen of Bladen, petition from citizens of Bladen County for the incorporation of Paradise Missionary Baptist Church. Referred to the Committee on Propositions and Grievances

By Mr. Greene of Harnett, petition of citizens of Harnett County asking that the price now paid for public printing be reduced. Referred to the Committee on Printing.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Internal Improvements:

By Mr. Russell, S. B. 462, bill to extend the provisions of section 1980 of *The Code* for the Washington and Kinston Railway Company, recommending it do pass.

By Mr. King, H. B. 314, S. B. 375, bill to incorporate the Yonahlossee Road Company and to authorize the construction of a turnpike road between Linville, N. C., and Blowing Rock, N. C., reporting an amendment, and, as amended, recommending it do pass.

By Mr. Butler, S. B. 461, bill to incorporate the Blue Ridge and Saluda Turnpike Company, recommending it do pass;

S. B. 481, bill to incorporate the Cabarrus and Union Railroad Company, reporting amendments, and, as amended, recommending it do pass;

S. B. 337, bill to authorize the city of Wilmington to establish sewers and for other purposes, reporting amendments, and, as amended, recommending it do pass.

By Mr. Wilcox, S. B. 587, bill to amend chapter 459, Laws of 1889, being an act to incorporate the Greensboro, Roxboro and Eastern Railroad Company.

From the Committee on Banks and Currency:

By Mr. Galloway, H. B. 732, S. B. 598, bill to incorporate a bank at New Wilkesboro, N. C., recommending it do pass.

By Mr. Allen of Granville, S. B. 556, bill to amend chapter 412, Laws of 1887, in reference to savings banks, recommending it do pass.

By Mr. Parker, H. B. 623, S. B. 573, bill to incorporate the Commercial and Farmers Bank, reporting amendments, and, as amended, recommending it do pass.

From the Committee on Finance:

By Mr. Morgan, S. B. 542, bill to enable the Wilmington Light Infantry to issue bonds to build an armory, recommending it do pass.

By Mr. McLarty, S. B. 609, bill for the relief of ex-Sheriff Thomas K. Miller, of Ashe, recommending it do not pass.

By Mr. McLean, S. B. 460, bill to pay the proprietor of the *Wilmington Messenger*, Raleigh *News and Observer*, and other papers of this State, for publications of the location of the oyster grounds under the Laws of 1887, recommending it do not pass.

From the Committee on Fish and Fisheries:

By Mr. Lucas, S. B. 308, bill to amend section 1, chapter 344, Laws of 1889, in regard to fishing in Roanoke River, recommending it do pass.

Mr. Wilcox, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B 241, a bill to be entitled an act to amend chapter 76, section 6, Private Laws of 1881;

S. B. 418, a bill to be entitled an act to amend chapter 110 of the Private Laws of 1889;

S. B. 421, a bill to be entitled an act to amend section 709 of *The Code*, in relation to Pasquotank County;

S. B. 426, a bill to be entitled an act to amend chapter 484 of the Laws of 1889, entitled an act to supplement the school fund;

S. B. 466, a bill to be entitled an act to enforce the better drainage of certain lands in Lincoln County, on Burton's mill-creek;

S. B. 471, a bill to be entitled an act to incorporate the Murphy Improvement Company;

S. B. 473, a bill to be entitled an act to authorize Alexander County to levy a special tax;

S. B. 482, a bill to be entitled an act to authorize the Commissioners of Harnett County to fund and pay the existing debts of said county;

S. B. 483, bill to be entitled an act to incorporate the Concord Water-works Company;

S. B. 549, a bill to be entitled an act to amend section 2053, chapter 50 of *The Code*.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. White, S. B. 611, bill for the relief of Alexander County. Referred to the Committee on Propositions and Grievances.

By Mr. Chesson, S. B. 612, bill to authorize the Board of Councilmen of the town of Plymouth to issue bonds to build a town hall and market-house, and to levy a special tax. Referred to the Committee on Finance.

S. B. 613, bill to amend section 1285 of *The Code*, in reference to divorces. Referred to the Committee on Judiciary.

By Mr. Morgan, S. B. 614, bill for the relief of H B. Ansell, Clerk of the Superior Court of Currituck County. Referred to the Committee on Finance.

By Mr. Bellamy, S. B. 615, bill to encourage residents of this State to prospect for and discover phosphate rock and phosphate deposits in the navigable waters of this State. Referred to the Committee on Propositions and Grievances.

S. B. 616, bill to amend chapter 145, Laws of 1887. Referred to the Committee on Propositions and Grievances.

(By request) S. B. 617, bill to amend chapter 73, Laws of 1883. Referred to the Committee on Internal Improvements.

(By request) S. B. 618, bill to amend chapter 402, Laws of 1887. Referred to the Committee on Internal Improvements.

(By request) S. B. 619, bill to incorporate the Carolina Charity Association. Referred to the Committee on Corporations.

By Mr. McLarty (by request), S. B. 620, bill to amend chapter 154, Laws of 1883, as amended by chapter 467, Laws of 1889, so as to provide for subscription to the capital stock of the Thomasville Silver Valley and Pee Dee Railway Company. Referred to the Committee on Corporations.

By Mr. Allen of Granville (by request), S. B. 621, bill to amend chapter 404, Laws of 1889. Referred to the Committee on Judiciary.

S. B. 622, bill to prohibit the sale of intoxicating liquors within two miles of Brassfields Baptist Church in Granville County. Referred, with accompanying petition, to the Committee on Propositions and Grievances.

By Mr. Galloway, S. B. 623, bill to change the Superior Courts of Greene County. Referred to the Committee on Judiciary.

S. B. 624, bill to establish the stock-law boundary in Greene County. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Walser, S. B. 625, bill to amend chapter 149, section 5, Laws of 1885, in regard to Reedy Creek in Davidson County. Referred to the Committee on Judiciary.

By Mr. King (by request), S. B. 626, bill to ratify and amend the charter of the Greensboro Water Company. Referred to the Committee on Corporations.

By Mr. Allen of Bladen, S. B. 627, bill to prohibit the sale of spirituous liquors in five miles of Paradise Missionary

Baptist Church in Bladen County. Referred to the Committee on Propositions and Grievances.

By Mr. Bell (by request), S. B. 628, bill to incorporate the South Carolina, Seaboard and Western Railroad Company. Referred to the Committee on Corporations.

By Mr. Avery, S. B. 629, bill to incorporate the First Presbyterian Church of Morganton. Referred to the Committee on Corporations.

By Mr. Turner (by request), S. B. 630, bill to protect riparian owners of land. Referred to the Committee on Judiciary.

By Mr. Russell, S. B. 653, bill to amend the Insurance Law. Referred to the Committee on Insurance.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 144, bill to incorporate the New River Oyster Company, on its third reading.

Mr. Gilman moved to amend:

Insert in line 9, section 4, between the words "general" and "laws" the words "special or local."

Add to section 7 the following: "*Provided*, that nothing in this section shall be construed to allow said corporation to lease, exchange, buy, sell or convey any of the oyster ground or territory within the county of Onslow, nor to allow said corporation to hold, enjoy or use in the prosecution of its business any oyster bottom or ground other than that provided for in section 5 of this act."

Adopted.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 398, bill to amend Art. IV, section 27 of the Constitution so as to allow the General Assembly to increase and

regulate the jurisdiction and powers of Justices of the Peace for the purpose of reducing costs in minor causes, on its third reading.

On motion of Mr. Parker, the bill was recommitted to the Committee on Judiciary.

S. B. 584, bill to amend sections 3119 and 3120 of *The Code*, in regard to master and servant, on its second reading.

Mr. Bryan moved the bill be laid on the table. Lost.

On motion of Mr. Gilman, it was recommitted to the Committee on Judiciary.

S. B. 399, bill to incorporate the Brunswick, Western and Southern Railroad Company, on its third reading.

Mr. Butler moved to amend:

Strike out all after the word "taxed" in the second line from the bottom.

Adopted.

On motion of Mr. Lucas, the bill was recommitted to the Committee on Corporations.

S. B. 581, bill to amend an act entitled an act to incorporate the Wilmington, Onslow and East Carolina Railroad Company, being chapter 233, Laws of 1885.

Mr. Butler moved to amend:

Add the following sections to the Bill:

"SEC. ___. That chapter 299, Laws of 1887, entitled 'An Act supplemental to an act to incorporate the East Carolina Land and Railway Company' be and the same is hereby repealed."

"SEC. ___. That section 4 of chapter 92, Laws of 1889, be repealed."

The President ruled the amendment out of order, as not germane to the bill before the Senate.

On motion of Mr. Butler, the bill was informally passed over.

Mr. Speight moved to reconsider the vote by which

S. B. 394, bill to authorize the Albemarle and Raleigh Railroad Company to change the location of its main line from some point near the town of Tarboro to and into said town, passed its third reading on yesterday.

The motion prevailed, and the question recurring upon the passage of the bill on its third reading,

On motion of Mr. Speight, it was referred to the Committee on Internal Improvements.

By consent, Mr. Greene of Harnett, for Committee on Finance, reported

S. B. 614, bill for the relief of H. B. Ansell, Clerk of the Superior Court of Currituck County, recommending it do pass.

THE CALENDAR

was resumed.

S. B. 614, bill for the relief of H. B. Ansell, Clerk of the Superior Court of Currituck County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 416, S. B. 414, bill concerning the Clerk of the Superior Court of Wilson County, failed to pass its second reading.

H. B. 204, S. B. 448, bill to amend chapter 224, Laws of 1887, on its second reading.

The substitute reported by the Committee on Judiciary was adopted.

The bill failed to pass its second reading.

H. B. 45, S. B. 591, bill to amend section 3752 of *The Code*, in relation to the fees of Sheriffs and Constables in the service of road orders, passed its second and third readings, and was ordered enrolled.

House amendment to S. B. 260, H. B. 482, bill to incorporate the Commercial Bank of Shelby, was concurred in and the bill was ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting a communication from his Excellency the Governor, accompanied by a copy of an act of Congress entitled an act making an apportionment of Representatives in Congress among the several States under the eleventh census.

Also, resolutions adopted by the General Assembly of the State of Illinois, now assembled, in regard to the efforts being made by sister States to make the "World's Columbian Expositon" a world-famed success.

The copy of the act of apportionment was referred to the committee to fix and establish the several Congressional districts of this State.

The resolution of the General Assembly of Illinois was read and ordered entered in full upon the Journal. It is as follows:

STATE OF ILLINOIS,
Thirty-Seventh General Assembly,
HOUSE OF REPRESENTATIVES,
SPRINGFIELD, January 21, 1891.

On this day in open session, Hon. Jacob Miller of Cook County, arose in his place and offered the following resolution, which was adopted by a unanimous vote:

Resolved, by the House of Representatives, the Senate concurring herein: That the thanks of the State of Illinois are hereby tendered to our sister States for their kind efforts to make the World's Columbian Exposition a world-famed success, and that a copy of this resolution be suitably engrossed and transmitted to the Executives of the various States and Territories.

W. H. HINRICHSEN, *Clerk.*

Concurred in by the Senate, January 23, 1891.

L. F. WATSON, *Secretary Senate.*

A message was also received from the House of Representatives transmitting engrossed House bills and resolutions and House amendments to Senate bills, which were read the first time and disposed of as follows:

H. B. 193, S. B. 631, bill to regulate fishing with seines in the waters of Pamlico. Referred to the Committee on Fish and Fisheries.

H. B. 289, S. B. 632, bill to change the statute of limitations as to prosecutions for assaults and batteries and affrays where no deadly weapon is used. Referred to the Committee on Judiciary.

H. B. 290, S. B. 633, bill to create Shingletree Township in Brunswick County. Referred to the Committee on Propositions and Grievances.

H. B. 291, S. B. 634, bill to amend section 1014 of *The Code*, in relation to embezzlement by public officers. Referred to the Committee on Judiciary.

H. B. 353, S. B. 635, bill to authorize the Commissioners of Pamlico County to levy a special tax. Referred to the Committee on Finance.

H. B. 642, S. B. 636, bill to amend the stock law in Robeson County. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 730, S. B. 637, bill to authorize the Commissioners of Alleghany County to levy a special tax. Referred to the Committee on Finance.

H. B. 739, S. B. 638, bill to incorporate the Fayetteville Compress and Storage Company. Referred to the Committee on Corporations.

H. R. 810, S. R. 639, resolution in regard to postal telegraph. Referred to the Committee on Federal Relations.

House amendment to S. B. 458, H. B. 795, bill to amend section 709 of *The Code*, was concurred in and the bill was ordered enrolled.

House amendment to S. B. 330, H. B. 599, bill to incorporate the Asheville Trust Company, was not concurred in,

and a message ordered to be sent that honorable body notifying them thereof, and asking a Committee of Conference thereon.

H. B. 770, S. B. 640, bill to amend the charter of the Bank of Henderson. Referred to the Committee on Banks and Currency.

H. B. 135, S. B. 641, bill to amend section 2, chapter 355, Laws of 1887, relating to working convicts on public roads. Referred to the Committee on Judiciary.

H. B. 410, S. B. 642, bill for the relief of W. R. Harris, Clerk of the Superior Court of Montgomery County. Referred to the Committee on Judiciary.

H. B. 700, S. B. 643, bill to amend chapter 10, section 3, Laws of 1876 and 1887. Referred to the Committee on Judiciary.

H. B. 703, S. B. 644, bill to prevent fishing in the waters of Alleghany by seines, drag-nets and like means. Referred to the Committee on Fish and Fisheries.

H. B. 169, S. B. 645, bill to prevent the spread of cattle distemper. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B 146, S. B. 646, bill to define felony and for other purposes. Referred to the Committee on Judiciary.

H. B. 572, S. B. 647, bill to apply certain taxes to the payment of the bonds subscribed to the Atlantic, Henderson and Virginia Railroad Company. Referred to the Committee on Finance.

H. B. 201, S. B. 648, bill to prohibit the sale of pistols and cartridges to minors. Referred to the Committee on Judiciary.

H. B. 722, S. B. 649, bill to incorporate New Wilkesboro Land Company. Referred to the Committee on Corporations.

H. B. 576, S. B. 650, bill to authorize Swain County to issue bonds and levy a special tax to build an iron bridge. Referred to the Committee on Finance.

Also, transmitting without engrossment, H. B. 574, S. B. 651, bill to authorize a change in the corporate name of

Blackwell's Durham Co-operative Tobacco Company. Placed on the Calendar.

H. B. 631, S. B. 652, bill to amend the charter of the town of Morganton. Referred to the Committee on Corporations.

On motion of Mr. Freeman, the Senate adjourned until to-morrow morning at 10 o'clock.

THIRTY-SEVENTH DAY.

SENATE CHAMBER, February 18, 1891.

The Senate met pursuant to adjournment, Lieutenant-Governor Holt in the chair.

The Journal of yesterday was approved.

Leave of absence was granted Messrs. Morgan, Rose and Shankle on account of sickness.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Parker, petition from citizens of Perquimans County, asking that the sale of liquors be prohibited within two miles of New Hope Church. Referred to the Committee on Propositions and Grievances.

By Mr. Bowers, petition asking that the price paid for public printing be reduced. Referred to the Committee on Public Printing.

By Mr. White, petition of citizens of Wilkesboro against prohibitory law in said town, and in favor of local option. Referred to the Committee on Propositions and Grievances.

By Mr. Turner, petition of citizens of Wilkesboro asking an extension of the corporate limits of said town so as to include more territory on the south side of the Yadkin River. Referred to the Committee on Corporations.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Twitty, S. B. 566, bill to establish Saddletree township in Robeson County, recommending it do pass;

H. B. 557, bill to make Cape Fear River a lawful fence, recommending it do not pass

By Mr. Durham, S. B. 608, bill to amend chapter 487, Laws of 1889, in relation to roads in Johnston County, recommending it do pass.

By Mr. Chesson, S. B. 607, bill to work certain prisoners on the roads in Johnston County, recommending it do pass.

By Mr. Allen of Bladen, H. B. 501, S. B. 600, bill to change the name of the town of Toisnot to that of Elm City, recommending it do pass

From the Committee on Internal Improvements:

By Mr. Bowers, H. B. 80, S. B. 286, bill to repeal the Blue Ridge Railroad charter and the Rabun Gap Short Line, recommending it do pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Williams, S. B. 564, bill to amend section 2824 of *The Code* in regard to stock law, recommending it do pass.

By Mr. Atwater, H. B. 207, S. B. 505, bill to prevent gambling at agricultural fairs, recommending it do pass.

By Mr. Bell, S. B 533, bill to amend an act entitled an act to incorporate the Baltimore Gold and Silver Mining and Smelting Company by changing its name, recommending it do pass;

H. B. 427, S. B. 495, bill to authorize the Board of Commissioners of Pitt County to make an appropriation for building a road or highway near Greenville, reporting amendments, and, as amended, recommending it do pass;

H. B. 537, S. B. 530, bill declaring the county of Rowan under the operations of the stock law, recommending it do pass;

H. B. 308, S. B. 508, bill in relation to lawful fences in Pamlico County, recommending it do pass;

H. B. 532, S. B. 510, bill to include Buncombe County under the stock law, except Black Mountain Township, recommending it do pass;

S. B. 515, bill to amend section 2200 of *The Code* and to make effective the Department of Immigration, recommending it do not pass.

By Mr. Williams, S. B. 624, bill to establish the stock-law boundary in Greene County, recommending it do pass.

By Mr. McLean, S. B. 565, bill to incorporate the Lumber River Industrial and Live-stock Association in Robeson County, recommending it do pass;

S. B. 605, bill to amend chapter 57, Laws of 1881, relating to the stock-law district in Harnett County, recommending it do pass.

From the Committee on Corporations:

By Mr. Bellamy, S. B. 574, bill to incorporate the Statesville Development Company, recommending it do pass.

By Mr. Courts, S. B. 125, bill to incorporate the Greensboro Street Railway Company, reporting a substitute therefor, and recommending the substitute do pass.

From the Committee on Judiciary:

By Mr. Turner, S B. 541, bill to amend chapter 21, Private Laws of 1887, recommending it do pass.

Mr. Davis of Haywood, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 378, bill to be entitled an act to declare the Tyson & Jones Buggy Company a duly incorporated company, and to amend and enlarge its charter;

S. B. 459, bill to be entitled an act to perpetuate the landmarks of oyster grounds in Onslow County and to facilitate the catching of migratory fish;

S. B. 464, a bill to be entitled an act to incorporate Redin Springs Church and Camp Ground in Union County;

Senate amendment to H. B. 263, S. B. 524, a bill to be entitled an act to amend chapter 252, Private Laws of 1889, in reference to the Battery Park Hotel and Improvement Company;

Senate amendments to H. B. 330, S. B. 500, a bill to be entitled an act to fund the debt of Onslow County and to levy a special tax to pay the same;

Senate amendment to H. B. 319, S. B. 439, a bill to be entitled an act to incorporate Robeson Institute.

Mr. McLean, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 204, H. B 586, an act to amend the charter of the town of Hendersonville;

H. B. 285, S. B. 501, an act to amend, ratify and confirm the charter of the Winston Water Company;

H. B. 461, S. B. 498, an act to incorporate the town of Everetts;

H. B. 280, S B. 490, an act to provide an alternative system of constructing and keeping in repair the public roads of Buncombe County;

S. B. 352, H. B. 828, an act to incorporate the Asheville and Thermal Belt Railroad Company;

H. B. 250, S. B. 376, an act to incorporate the Carolina and Virginia Railway Company;

H. B. 451, S. B. 485, an act to incorporate the town of Hayesville in the county of Clay, and to provide a local government therefor;

H. B. 498, S. B. 504, an act to incorporate the Bank of Marion, to be located at Marion, North Carolina;

S B. 367, H. B. 761, an act authorizing the Commissioners of Haywood County to levy a special tax;

S. B. 404, H. B. 753, an act to amend section 5, chapter 400 of the Laws of 1887;

S. B. 349, H. B. 603, an act to incorporate Stanly Hall Industrial School for white boys;

H. B. 361, S. B. 411, an act to incorporate Rural Hall Male and Female Academy;

S. B. 388, H. B. 750, an act to amend chapter 122, Private Laws of 1889;

S. B. 343, H. B. 757, an act to incorporate the town of Parkersburg in the County of Sampson;

H. B. 109, S. B. 142, an act to repeal chapter 485, Laws of 1889;

S. B. 179, H. B. 329, an act to amend chapter 2111 of *The Code*, relative to dowers.

H. B. 286, S. B. 451, an act to amend chapter 286, section 1 of the Laws of 1889;

H. B. 335, S. B. 503, an act to create a new township in Richmond County;

H. B. 782, S. B. 571, an act to change the time of holding courts in the Ninth Judicial District;

H. B. 389, S. B. 413, an act to incorporate the Trustees of Belle View High School;

S. B. 160, H. B. 515, an act to incorporate the town of Linville and for other purposes;

H B. 467, S. B. 506, an act to incorporate Cherryville Manufacturing Company at Cherryville, N. C.;

S. B. 366, H. B. 819, an act to verify pleadings;

H. B. 435, S. B. 507, an act to authorize the Commissioners of Warren County to levy a special tax;

S. B. 338, H. B. 756, an act to empower the Board of Commissioners of New Hanover County to issue bonds for the erection of a court-house and for other purposes;

H. B. 409, S. B. 488, an act for the benefit of the town of Madison in Rockingham County, N. C;

H. B. 158, S B. 447, an act to dispose of the unclaimed dead bodies of convicts;

S. B. 339, H. B. 685, an act to amend the charter of the Salem Water-supply Company;

H. B. 783, S. B. 572, an act to change the time of holding courts in the Tenth Judicial District;

S. B. 403, H. B. 752, an act to change the name of the county poor-houses of the State;

H. B. 500, S. B. 493, an act to amend the charter of the town of Edenton;

S. B. 181, H. B. 352, an act to establish a normal and industrial school for white girls;

H. B. 140, S. B. 513, an act to amend the charter of the town of Weldon, North Carolina;

H. B. 49, S. B. 442, an act to consolidate and amend the several acts heretofore passed for the better regulation and government of the city of Burlington in Alamance County.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time and disposed of as follows:

By Mr. King, S. B. 654, bill to amend the charter of the Guilford Battle-ground Company. Referred to the Committee on Propositions and Grievances

By Mr. Bull, S. B. 655, bill for the better protection of the lives and property of the citizens of New Bern. Referred to the Committee on Propositions and Grievances.

By Mr. Stanford, S. B. 656, bill to amend chapter 174, Laws of 1885, in relation to the County Board of Education in Yadkin County. Referred to the Committee on Education.

By Mr. Bull, S. B. 657, bill to authorize the city of New Bern to issue bonds for public improvements, to levy a special tax and for other purposes. Referred to the Committee on Corporations.

By Mr. Paine, S. B. 658, bill to amend chapter 228, Laws of 1885, being an act entitled an act to incorporate the Mount

Holly and Denver Railroad Company. Referred to the Committee on Corporations.

By Mr. Twitty, S. B. 659, bill to amend section 5, chapter 174, Laws of 1885. Referred to the Committee on Education.

By Mr. Bowers, S. B. 660, bill to prohibit the sale of liquors within five miles of Harris' Chapel Baptist Church, Halifax County. Referred to the Committee on Propositions and Grievances.

S. B. 661, bill to prohibit the sale of liquors within two miles of Hawkins' Chapel, Weaver's Chapel and Corinth M. P. Churches in Halifax County. Referred to the Committee on Propositions and Grievances.

By Mr. Greene of Wake, S. B. 662, bill to incorporate the Raleigh Cotton Shipping and Warehouse Company. Referred to the Committee on Corporations.

By Mr. Speight, S. B. 663, bill to appoint a cotton weigher for the town of Tarboro, Edgecombe County. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Chesson, S. B. 664, bill to amend chapter 280, Laws of 1889. Referred to the Committee on Judiciary.

By Mr. Avery, S. B. 665, bill to allow R. D. Jennings to register as a dentist. Placed on the Calendar.

By Mr. Allen of Granville, S. B. 666, bill to prohibit the sale of intoxicating liquors within two miles of Reader Branch Public School-house in school district No. 8, in Brassfields Township in Greenville County. Referred to the Committee on Propositions and Grievances.

By Mr. Turner, S. B. 667, bill relative to paying insurance policies. Referred to the Committee on Insurance.

S. B. 668, bill for the relief of Milton McNeil, Clerk of the Superior Court of Wilkes County. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 669, bill to amend section 1436 of *The Code*. Referred to the Committee on Judiciary.

S. B. 670, bill to amend chapter 173, Laws of 1885. Referred to the Committee on Judiciary.

S. B. 671, bill to reduce the number of Directors of the Acme Manufacturing Company. Referred to the Committee on Corporations.

By Mr. Lucas, S. B. 672, bill to incorporate the town of Coneho in Martin County. Placed on the Calendar.

By Mr. Butler, S. B. 673, bill to repeal chapter 299, Laws of 1887, and portions of chapter 92, Laws of 1889, in relation to the East Carolina Land and Railroad Company. Placed on the Calendar.

By Mr. Freeman, S. B. 674, bill to amend chapter 357, Laws of 1885, with regard to the stock law in Franklin County. Referred to the Committee on Propositions and Grievances.

SPECIAL ORDER.

S. B. 344, bill to divide the crime of murder into two degrees and to define the same, was taken up on its third reading, it being the special order.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 673, bill to repeal chapter 299, Laws of 1887, and portions of chapter 92, Laws of 1889, in relation to the East Carolina Land and Railway Company, on its second reading.

Mr. Gilman moved the bill be referred to the Committee on Corporations. Lost.

Mr. Bellamy moved to amend:

Strike out sections 2 and 3 of the bill, and insert, to be section 2 —

"SEC. 2. That section 4, chapter 92, Laws of 1889, be amended by striking out all after the word 'dollars' in line 12,

down to and including the word 'company' in line 13, before the word 'in.'"

Adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 665, bill to allow R. D. Jennings to register as a dentist, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 628, S. B. 597, bill to incorporate the town of Hub in the county of Columbus, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second reading, ayes 31, noes 6, as follows:

Those voting in the affirmative were:

Messrs Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Bell, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Wake, Hobson, King, Lucas, McLean, McLarty, Mitchell, Parker, Reid, Reynolds, Skinner, Stanford, Turner, Walser and White — 31.

Those voting in the negative were:

Messrs. Avery, Aycock, Bellamy, Paine, Twitty and Wilcox — 6.

S. B. 672, bill to incorporate the town of Coneho in Martin County, passed its second and third readings, was ordered sent to the House of Representatives without engrossment.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmiting without engrossment,

H. B. 902, S. B. 675, bill to incorporate Oakland Heights Sanitarium Company, which was read the first time and placed on the Calendar.

THE CALENDAR

was resumed.

S. B. 574, bill to incorporate the Statesville Development Company, passed its second reading, ayes 37, noes --, as follows:

Those voting in the affirmative were:

Messrs Allen of Bladen, Ardrey, Atwater, Avery, Aycock, Bellamy, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Skinner, Speight, Stanford, Turner, Twitty, Walser, White and Wilcox — 37.

S. B. 582, bill supplementing an act to amend chapter 280, Laws of 1889, by adding thereto the county of Columbus, passed its second and third readings and was ordered engrossed and sent to the House of Representatives.

S. B. 581, bill to amend an act entitled an act to incorporate the Wilmington, Onslow and East Carolina Railroad Company, being chapter 233, Laws of 1885, passed its third reading and was ordered sent to the House of Representatives without engrossment.

H. B. 902, S. B. 675, bill to incorporate the Oakland Heights Sanitarium Company, passed its second and third readings and was ordered enrolled.

S. B. 570, bill to incorporate the Grimm Brown-stone and Improvement Company, passed its third reading and was ordered sent to the House of Representatives.

SPECIAL ORDER.

House amendments to S. B. 175, H. B. 762, bill to provide for the general supervision of railroads, steamboat and canal companies, etc., doing business in this State, were taken up, they being the second special order for the day.

On motion of Mr. King, the amendments were considered separately.

Mr. King demanded the ayes and noes on each of the amendments, which were ordered.

The first House amendment, to-wit:

Amend section 5, line 8, by striking out the words, "may if they see fit," and insert in lieu thereof, the words, "shall, unless such railroad company or companies, shall fail to furnish the needed information,"

was concurred in, ayes 39, noes 1, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Skinner, Speight, Stanford, Turner, Twitty, Walser and White — 39.

Voting in the negative:

Mr. Bowers — 1.

The second House amendment, to-wit:

Add at the end of section 5 the following, to-wit: "And may make, or cause to be furnished by the several roads, joint through rates upon the railroads of the State,"

was read.

Mr. Lucas moved the Senate do not concur. The motion was lost, ayes 1, noes 38, as follows:

Voting in the affirmative:

Mr. Lucas — 1.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Bull,

Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, McLean, Mitchell, Paine, Parker, Reid, Speight, Stanford, Turner, Twitty, Walser, White and Wilcox — 38.

The amendment was then concurred in, ayes 41, noes 1, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, Hobson, King, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Skinner, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 41.

Voting in the negative:

Mr. Lucas — 1.

The amendments to section 25 of the bill, to-wit:

Amend section 25 by striking out after the word "Commissioners" in line 19, to the word "not" in line 20, and insert in lieu thereof, the following, to-wit: "In person or by attorney with witnesses, or send to said Commissioners depositions taken according to law;" and insert after the word "for" in lines 23 and 36, the words "three times,"

were read.

Mr. Turner moved as a substitute for the House amendment to section 25, to strike out the entire section 25 of the bill.

The motion to strike out the entire section was lost, ayes, 20, noes 23, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Avery, Aycock, Bell, Bellamy Bull, Chesson, Davis of Haywood, Gilman, Grigsby, King, Lucas, McLarty, Reid, Skinner, Stanford, Turner, Twitty and Walser — 20.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Atwater, Bowers, Bryan, Butler, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Greene of Harnett, Greene of Wake, Hobson, McLean, Mitchell, Paine, Parker, Russell, Speight, Wilcox and Williams — 23.

Mr. Butler moved to concur in the first amendment to section 25, which is in words as follows:

Amend section 25 by striking out, after the word "Commissioners" in line 19 to the word "not" in line 20, and insert in lieu thereof the following, to-wit: "In person or by attorney with witnesses, or send to said Commissioners depositions taken according to law."

The motion to concur prevailed, ayes 42, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Skinner, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 42.

The second amendment, to-wit:

Insert, after the word "for" in lines 23 and 36, the words "three times,"

Was, on motion of Mr. Lucas, not concurred in, ayes 32, noes 11, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson,

King, Lucas, McLarty, Paine, Parker, Reid, Skinner, Stanford, Turner, Twitty and Walser — 32.

Those voting in the negative were:

Messrs. Courts, Davis of Franklin, Freeman, Greene of Wake, McLean, Mitchell, Russell, Speight, White, Wilcox and Williams — 11.

The amendment to section 30, to-wit:

Amend section 30 by adding the following: "*Provided*, that from all decisions or determinations arising under the operation or enforcement of this act, the party or corporation affected thereby shall be entitled to appeal therefrom as in other cases of appeal where no appeal has heretofore been provided for, as now provided by law,"

Was concurred in, ayes 40, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Skinner, Stanford, Turner, Twitty, Walser, White and Wilcox — 40.

The amendment to section 31, to-wit:

Add the following as section 31, to-wit: "The Commissioners shall investigate the causes of any accident on a railroad resulting the loss of life; and of any accident not so resulting which they may deem to require investigation,"

was read.

Mr. Bellamy moved to amend the amendment:

Strike out the word "shall" and insert the word "may" before the word "investigate"; and also insert the word "in" after the word "resulting."

The amendment to the amendment was adopted, ayes 35, noes 5, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bellamy, Bowers, Bryan, Butler, Chesson, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 35.

Those voting in the negative were:

Messrs. Courts, Davis of Franklin, Greene of Wake, White and Williams — 5.

The amendment to section 31, as amended, was adopted, ayes 37, noes --, as follows:

Those voting the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Speight, Stanford, Turner, Twitty, Walser, White and Wilcox — 37.

The amendment, to be inserted as section 32, to-wit:

"Whenever any company or corporation embraced in this act has a controversy or controversies with another such company or corporation or person or persons, and all the parties to such controversy agree in writing to submit such controversy to the Railroad Commissioners aforesaid, as arbitrators, said Commissioners shall act as such, and after due notice to all the parties interested, shall proceed to hear the same, and their award shall be final. Said award, in cases where land or an interest in land is concerned, shall immediately be certified to the Clerk of the Superior Court of the county in which said land is situated, and shall, by such Clerk, be docketed in the judgment docket for said

county, and from such docketing shall be a judgment of the Superior Court of such county. Before such arbitrators, parties may appear in person or by attorney,"

was concurred in, ayes 39, noes 2, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Greene of Harnett, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Skinner, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 39.

Those voting in the negative were:

Messrs. Bellamy and Gilman — 2.

On motion of Mr. Lucas, a message was ordered to be sent to the House of Representatives informing that honorable body of the refusal of the Senate to concur in a certain House amendment, and of its adoption of an amendment to one of the House amendments, and to ask a committee of conference thereon.

The President of the Senate appointed as conferees on the part of the Senate, Messrs. Lucas, Turner and Walser.

SPECIAL ORDER.

S. B. 3, bill to amend *The Code* in relation to interest, was taken up on its third reading, it being the third special order for the day.

On motion of Mr. Williams, it was postponed until 11 o'clock to-morrow, and made special order for that hour.

S. B. 424, bill for the relief of the sureties of Luby Harper, former Sheriff of Greene County, on its second reading.

On motion of Mr. Galloway, the bill was recommitted to the Committee on Finance.

Mr. McLean moved to withdraw from the Committee on Propositions and Grievances and place on the Calendar,

S. B. 420, bill to prevent the use of screens in bar-rooms.

The motion prevailed.

By consent, Mr. McLean withdrew the bill.

S. B. 515, bill to amend section 2200 of *The Code* and to make effective the department of agriculture, on its second reading.

On motion of Mr. Aycock, the bill was recommitted to the Committee on Agriculture, Mechanics and Mining.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting without engrossment the following House bills, which were read the first time and disposed of as follows:

H. B. 619, S. B. 676, a bill permitting the town of Madison, N. C., to subscribe bonds for railroad building. Referred to the Committee on Finance.

H. B. 490, S. B. 677, a bill to amend the charter of the Durham Water Company. Placed on the Calendar.

H. B. 837, S. B. 678, a bill to incorporate the French Broad Lumber Company. Placed on the Calendar.

Also, a message transmitting engrossed House bills and House amendments to Senate bills, which were read the first time and disposed of as follows:

H. B. 305, S. B. 679, bill to protect deer in Wayne County. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 357, S. B. 680, bill to incorporate the Benevolent Religious Burying Society. Referred to the Committee on Propositions and Grievances.

H. B. 386, S. B. 681, bill to authorize the Board of Commissioners of Yadkin County to sell lands belonging to said

county, and to purchase land for said county, and for other purposes. Referred to the Committee on Judiciary.

H. B. 362, S B. 682, bill to amend the charter of the town of Hot Springs. Referred to the Committee on Corporations.

H. B. 529, S. B. 683, bill to amend the charter of Scotia Seminary, Cabarrus County. Referred to the Committee on Propositions and Grievances.

H. B. 530, S. B. 684, bill to incorporate the Interstate Construction Company. Referred to the Committee on Corporations.

H. B. 334, S. B. 685, bill to limit the time when county bonds shall be issued for railroad purposes, amending chapter 479, Laws of 1889. Referred to the Committee on Judiciary.

H. B. 337, S. B. 686, bill to incorporate the Faison Cemetery Association. Referred to the Committee on Corporations.

H. B. 417, S. B. 687, bill to protect married women. Referred to the Committee on Judiciary.

H. B. 632, S. B. 688, bill to amend the charter of the town of Gastonia in Gaston County. Referred to the Committee on Corporations.

H. B. 445, S. B. 689, bill to incorporate Middlesbrook Cotton Mills. Referred to the Committee on Corporations.

H. B. 516, S. B. 690, bill to incorporate the Greenville Land and Improvement Company. Referred to the Committee on Corporations.

H. B. 528, S. B. 691, bill to allow the Raleigh Bank further time to organize. Referred to the Committee on Banks and Currency.

H. B. 270, S. B. 692, bill to prohibit the manufacture and sale of spirituous liquors within two miles of the Methodist church in Whittier, Swain County. Referred to the Committee on Propositions and Grievances.

H. B. 307, S. B. 693, bill to amend chapter 34, Laws of 1885. Referred to the Committee on Judiciary.

H. B. 608, S. B. 694, bill to amend section 713 of *The Code*. Referred to the Committee on Judiciary.

H. B. 610, S. B. 695, bill to amend chapter 182, Laws of 1889. Referred to the Committee on Judiciary.

H. B. 621, S. B. 696, bill to amend section 2, chapter 39, Laws of 1887. Referred to the Committee on Judiciary.

H. B. 653, S. B. 697, bill to repeal chapter 54, Private Laws of 1885, which incorporated the town of Margaretsville in Northampton County. Referred to the Committee on Corporations.

H. B. 701, S. B. 698, bill to amend the charter of the town of Stanton, Beaufort County. Referred to the Committee on Corporations.

H. B. 742, S. B. 699, bill to authorize the Commissioners of Northampton County to issue bonds to build a jail and to levy a special tax. Referred to the Committee on Finance.

H. B. 304, S. B. 700, bill to amend section 2968 of *The Code*. Referred to the Committee on Judiciary.

H. B. 379, S. B. 701, bill to prohibit stock from running at large in Colfax Township, Rutherford County. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 553, S. B. 702, bill to authorize the Board of County Commissioners to grant license to wounded Confederate soldiers to peddle goods, wares and merchandise. Referred to the Committee on Finance.

H. B. 680, S. B. 703, bill to incorporate the Valle Crucis, Shawneehaw and Elk Park Turnpike Company. Referred to the Committee on Corporations.

H. B. 624, S. B. 704, bill to incorporate the Belt Railroad Company. Referred to the Committee on Corporations.

House amendments to S. B. 392, H. B. 751, a bill to be entitled an act to amend sections 75 and 109 of chapter 219 of the Laws of 1889, entitled an act to amend the charter of the city of Greensboro, was, on motion of Mr. King, concurred in and the bill was ordered enrolled.

House amendments to S. B. 346, H. B. 758, a bill to be entitled an act to authorize the Commissioners of Stanly County to issue bonds to build a court-house. Placed on the Calendar.

On motion of Mr. Culbreth, the Senate adjourned until to-morrow morning at 10 o'clock.

THIRTY-EIGHTH DAY.

SENATE CHAMBER, February 19, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

The Journal of yesterday was approved.

PETITION.

By Mr. Rose, petition from citizens of Johnston County to amend the Public School Law. Referred to the Committee on Education.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Corporations:

By Mr. Chesson, S. B. 620, bill to amend chapter 154, Laws of 1883, as amended by chapter 467, Laws of 1889, so as to provide for subscriptions to the capital stock of the Thomasville, Silver Valley and Pee Dee Railway Company, recommending it do pass.

By Mr. Ardrey, S. B. 657, bill to authorize the city of New Bern to issue bonds for public improvements, and to levy a special tax and for other purposes, recommending it do pass;

S. B. 662, bill to incorporate the Raleigh Cotton Shipping and Warehouse Company, recommending it do pass.

H. B. 624, S. B. 704, bill to incorporate the Belt Railroad Company, recommending it do pass;

S. B. 399, bill to incorporate the Brunswick, Western and Southern Railroad Company, recommending it do pass.

By Mr. Bellamy, S. B. 629, bill to incorporate the First Presbyterian Church of Morganton, recommending it do pass;

S. B. 425, bill to incorporate the West Tarboro Land and Improvement Company, reporting an amendment, and, as amended, recommending the bill do pass;

S. B. 628, bill to incorporate the South Carolina Seaboard and Western Railroad Company, reporting an amendment, and, as amended, recommending it do pass;

S. B. 551, bill to incorporate the Building and Loan Company of Greensboro, N. C., recommending it do pass;

H. B. 94, S. B. 445, bill to amend chapter 133, Laws of 1889, incorporating the town of Hasty in Richmond County, recommending it do pass.

By Mr. Wilcox. S. B. 585, bill to incorporate the Little Bluff, Raemont and Maxton Railway Company recommending it do pass;

S. B. 604, bill to amend the charter of the Maxton Building and Loan Association, recommending it do pass.

By Mr. Allen of Bladen, S. B. 546, bill to incorporate the town of Autryville in Sampson County, reporting an amendment, and, as amended, recommending it do pass;

S. B. 400, bill to amend the Howard Relief Fire Engine Company of Wilmington, recommending it do not pass;

S. B. 402, bill to extend for a period of thirty years an act incorporating the Baltimore and North Carolina Copper and Gold Mining Company, recommending it do pass.

By Mr. Ardrey, S. B. 521, bill to incorporate the North Carolina Live-stock Association, reporting amendments, and, as amended, recommending it do pass.

By Mr. Twitty, H. B. 722, S. B. 649, bill to incorporate the New Wilkesboro Land Company, reporting amendments, and, as amended, recommending it do pass.

From the Committee on Banks and Currency:

By Mr. Russell, H. B. 770, S. B. 640, bill to amend the charter of the Bank of Henderson, recommending it do pass.

From the Committee on Propositions and Grievances:

By Mr. White, S. B. 674, bill to amend chapter 357, Laws of 1885, with regard to the stock-law for Franklin County, recommending it do pass.

By Mr. Twitty, H. B. 290, S. B. 633, bill to create Shingletree Township in Brunswick County, recommending it do not pass.

By Mr. Galloway, S. B. 655, bill for the better protection of the lives and property of the citizens of New Bern, reporting an amendment, and, as amended, recommending the bill do pass.

From the Committee on Judiciary:

By Mr. Turner, H. B. 291, S. B 634, bill to amend section 1014 of *The Code*, in relation to embezzlement by public officers, recommending it do pass;

H. B. 201, S. B. 648, bill to prohibit sale of pistols and cartridges to minors, recommending it do not pass;

S. B. 623, bill to change the Superior Courts of Greene County, recommending it do pass;

S. B. 601, bill to authorize the trustees, under chapter 51, Laws of 1868–'69, to sell lands therein mentioned and re-invest the proceeds, recommending it do pass;

H. B. 72, S. B. 443, bill to facilitate the cancellation of mortgages and deeds of trust, recommending it do pass;

S. B. 102, bill to apportion the public school fund among the school population of the State, reporting it without recommendation;

S. B. 41, bill to amend the Constitution of North Carolina, reporting it without recommendation.

By Mr. Paine, S. B. 625, bill to amend chapter 149, section 5, Laws of 1885, in regard to Reedy Creek in Davidson County, recommending it do pass;

H. B. 30, S. B. 127, bill to amend section 1946 of *The Code*, a majority of the Committee recommending it do pass;

H. B. 146, S. B. 648, bill to define felony and for other purposes, recommending it do pass;

H. B. 135, S. B. 641, bill to amend section 2, chapter 355, Laws of 1887, relating to working convicts on public roads, recommending it do pass.

By Mr. Aycock, S. B. 539, bill to amend section 2916, chapter 24 of *The Code*, recommending it do pass.

H. B. 447, S. B. 496, bill to define the authority of the official acts of notaries public in North Carolina, recommending it do pass.

By Mr. Parker, S. B. 568, bill for the relief of Clerks of the Superior Courts, recommending it do pass;

S. B. 544, bill for the relief of J. R. Beaman county Treasurer of Sampson County, recommending it do pass.

By Mr. Reid, H. B. 289, S. B. 632, bill to change the statute of limitations as to prosecutions for assaults and batteries and affrays where no deadly weapon is used, recommending it do not pass;

S. B. 621, bill to amend chapter 404, Laws of 1889, recommending it do pass;

H. B. 410, S. B. 642, bill for the relief of W. R. Harris, Clerk of the Superior Court of Montgomery County, recommending it do not pass;

H. B. 276, S. B. 300, bill to change the times for holding the Fall Term of certain courts in the Fifth Judicial District, recommending it do pass.

By Mr. Butler, H. B. 700, S. B. 643, bill to amend chapter 10, section 3, Laws of 1876–'77, recommending it do pass;

S. B. 584, bill to amend sections 3119 and 3120 of *The Code*, in regard to masters and servants, recommending it do pass;

S. B. 613, bill to amend sections 1285 of *The Code*, in reference to divorces, recommending it do not pass.

From the Committee on Finance:

By Mr. Paine, S. B. 424, bill for the relief of the sureties of Luby Harper, former Sheriff of Greene County, recommending it do not pass.

From the Committee on Insurance:

By Mr. Gilman, S. B. 653, bill to amend the Insurance Law, recommending it d not pass

Mr. Culbreth, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 144, a bill to be entitled an act to incorporate the New River Oyster Company;

S. B. 344, a bill to be entitled an act to divide the crime of murder into two degrees and define the same;

S B. 582, a bill to be entitled an act supplementing an act to amend chapter 280, Laws of 1889, by adding thereto the county of Columbus;

S. B. 673, a bill to be entitled an act to repeal chapter 299, Laws of 1887, and portions of chapter 92, Laws of 1889, in relation to the East Carolina Land and Railway Company.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Freeman, S. B. 705, bill to incorporate the Wilson and Carolina Railroad Company. Referred to the Committee on Corporations.

By Mr. Gilman (by request), S. B. 706, bill to amend section 1, chapter 362, Laws of 1889. Referred to the Committee on Propositions and Grievances.

By Mr. Culbreth, S. B. 707, bill to prohibit the sale of spirituous liquors within three miles of New Hope Baptist

Church in Columbus County. Referred to the Committee on Propositions and Grievances.

By Mr. Russell, S. B. 708, bill to incorporate the United Mining and Manufacturing Company. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Twitty, S. B. 709, bill to levy a special tax for Rutherford County. Referred to the Committee on Judiciary.

By Mr. Rose, S. B. 710, bill to amend chapter 9, section 2327 of *The Code*. Referred to the Committee on Propositions and Grievances.

By Mr. Chesson, S. B. 711, bill to prevent the obstruction of that portion of Scuppernong river situated in Washington County, beginning at Spruill's bridge and extending up to Phelps' bridge. Referred to the Committee on Propositions and Grievances.

By Mr. Avery, S. B. 712, bill to amend chapter 224, Laws of 1887, relative to detectives carrying concealed weapons. Placed on the Calendar.

By Mr. Butler, S. B. 713, bill to place the assessing, valuing and taxing of railroads under the supervision of the Railroad Commissioners of North Carolina. Referred to the Committee on Railroad Commission.

By Mr. Greene of Wake, S. B. 714, bill to incorporate the South-eastern North Carolina Railway Company. Referred to the Committee on Corporations.

S. B. 715, bill to incorporate the Seaboard and Western Railway Company. Referred to the Committee on Corporations.

S. B. 716, bill to incorporate the Fall Manufacturing Company. Referred to the Committee on Corporations.

By Mr. Atwater, S. B. 717, bill to amend section 3836 of *The Code*. Placed on the Calendar.

By Mr. Wilcox, S. B. 736, bill for the relief of Sanford, Moore County. Referred to the Committee on Propositions and Grievances.

By Mr. Atwater, S. B. 737, bill to confirm the incorporation and organization of the Egypt Railway Company. Referred to the Committee on Corporations.

On motion of Mr. Davis of Franklin,

S. B. 674, bill to amend chapter 357, Laws of 1885, with regard to the stock law of Franklin County, was taken up on its second reading.

On motion of Mr. Davis of Franklin, the bill was recommitted to the Committee on Propositions and Grievances.

SPECIAL ORDER.

S. B 3, bill to amend *The Code*, in relation to interest, was taken up on its third reading, it being the special order.

The pending amendment offered by Mr. Williams, to-wit:

Add the following section:

"SEC. ---. That all laws and parts of laws in conflict with this act are hereby repealed."

Amend by striking out "January 1st, 1892," in section 2, and inserting in lieu thereof "November 15th, A. D. 1892,"

was adopted

The pending amendments offered by Messrs. Avery, Grigsby, Bellamy and Ardrey were read.

Amendments were offered to exempt certain counties from the provisions of the bill as follows:

By Mr. Atwater, to exempt the county of Alamance;

By Mr. Courts, to exempt the county of Rockingham;

By Mr. Gilman, to exempt the counties of Craven, Carteret, Jones and Onslow;

By Mr. Greene of Harnett, to exempt the counties of Cumberland and Harnett;

By Mr. King to exempt the county of Guilford;

By Mr. Mitchell, to exempt the counties of Durham, Person and Caswell.

Mr McLean offered a substitute for the bill and all amendments.

Mr. Aycock offered the following amendment:

Add the following section:

"SEC. ___. That before this act shall go into effect the question of reducing the rate of interest from eight per cent. to six per cent. be submitted to the people for their ratification at the next general election for members of the General Assembly. That the question shall be submitted by the proper authorities by preparing a ballot-box for said purpose at each voting precinct, and those who favor a reduction shall vote on a printed or written ticket, 'For amendment reducing the rate of interest to six per cent,' and those who oppose said amendment shall vote a ticket either written or printed, 'Against amendment reducing the rate of interest to six per cent.' And that said ballots shall be counted and the results returned to the State Board of Canvassers, who shall count the same and declare the result under the same rules and authority that they have for counting and declaring the results for the election of State officers."

Mr. Grigsby moved to amend:

Strike out section 1 of the bill and insert in lieu thereof the following:

"SEC. 1. That section 3835 of *The Code*, be and the same is hereby amended by striking out the word 'eight' in the last line of said section and insert in lieu thereof the word 'ten.'"

Mr. Aycock moved the rules be suspended and take up the amendment offered by himself. The motion was lost, not two-thirds of those voting, voting therefor.

The question recurred upon the adoption of the amendment offered by Mr. Avery, to wit:

Add the following proviso: "*Provided*, this act shall not apply to the counties of Buncombe, Madison, McDowell,

Burke, Forsyth, Haywood, Transylvania, Henderson, Jackson, Swain, Macon, Graham, Cherokee, Clay, Mitchell and Stokes."

The ayes and noes being ordered, the amendment was adopted, ayes 21, noes 20, (the President of the Senate voting in the affirmative) as follows:

Those voting in the affirmative were:

Mr. President Holt, Messrs Allen of Bladen, Ardrey, Atwater, Bell, Bellamy, Bryan, Chesson, Courts, Davis of Haywood, Gilman, Greene of Harnett, Grigsby, King, McLarty, Mitchell, Parker, Reid, Russell and Wilcox — 21.

Those voting in the negative were:

Messrs. Allen of Granville, Alston, Aycock, Bowers, Butler, Culbreth, Davis of Franklin, Durham, Freeman, Greene of Wake, Hobson, McLean, Paine, Rose, Speight, Stanford, Turner, Twitty, White and Williams — 20.

Mr. King moved the bill be indefinitely postponed, upon which

Mr. Williams asked for the ayes and noes, which were ordered, and the motion to indefinitely postpone was lost, ayes 16, noes 22, as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Avery, Bell, Bellamy, Bryan, Chesson, Courts, Durham, Gilman, Greene of Harnett, Grigsby, King, McLarty, Mitchell, Russell and Stanford — 16.

Those voting in the negative were:

Messrs Allen of Bladen, Allen of Granville, Alston, Atwater, Aycock, Bowers, Butler, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Greene of Wake, Hobson, McLean, Paine, Parker, Rose, Speight, Twitty, White, Wilcox and Williams — 22.

When Mr. Turner's name was called he announced himself paired on this question with Mr. Bull, who, if present, would vote aye, and he would vote "no."

The pending amendment offered by Mr. Grigsby, to-wit:

"This act shall not apply to the counties of Alleghany, Ashe and Watauga,"

was adopted.

The pending amendment offered by Mr. Bellamy, to-wit:

"This act shall not apply to the counties of New Hanover and Pender,"

was read.

Mr. Turner moved the amendment be laid on the table, upon which Mr. Aycock asked for the ayes and noes, which were ordered, and the motion to lay the amendment on the table prevailed, ayes 24, noes 18, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bryan, Chesson, Courts, Durham, Gilman, Grigsby, King, McLarty, Mitchell, Paine, Rose, Russell, Skinner, Stanford, Turner, Twitty and White — 24.

Those voting in the negative were:

Messrs. Allen of Granville, Atwater, Bowers, Butler, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Greene of Harnett, Greene of Wake, Hobson, McLean, Parker, Reid, Speight, Wilcox and Williams — 18.

Mr. Turner moved to reconsider the vote by which the motion to lay the amendment on the table prevailed, and moved to lay the motion to reconsider on the table. The latter motion prevailed.

Mr. Atwater moved to suspend the rules and take up S. B. 717, bill to amend section 3836 of *The Code*. The motion to suspend the rules did not prevail.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bills and House amendment

to Senate bill, which were read the first time and disposed of as follows:

H. B. 432, S. B. 718, bill to restrict fishing in Waccamaw River and its tributaries. Referred to the Committee on Fish and Fisheries.

H. B. 328, S. B. 719, bill to repeal chapter 219, Laws of 1889. Referred to the Committee on Judiciary.

H. B. 517, S. B. 720, bill to authorize the Councilmen of the town of Greenville to issue bonds. Referred to the Committee on Finance.

H. B. 626, S. B. 721, bill to authorize the Commissioners of Dauphin County to levy a special tax. Referred to the Committee on Finance.

H. B. 343, S. B. 722, bill to amend section 658 of *The Code*. Referred to the Committee on Judiciary.

H. B. 418, S. B. 723, bill to prevent fragmentary appeals in supplementary proceedings. Referred to the Committee on Judiciary.

H. B. 373, S. B. 724, bill in relation to obstructions on public ways. Referred to the Committee on Propositions and Grievances.

H. B. 540, S. B. 725, bill to protect stock in the vicinity of Greenville. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 372, S. B. 726, bill to amend section 1267 of *The Code* in regard to deeds. Referred to the Committee on Judiciary.

H. B. 428, S. B. 727, bill to authorize the Commissioners of Pitt County to sell their present poor-house property and purchase land to build the same. Referred to the Committee on Finance.

H. B. 633, S. B. 728, bill to incorporate Mountain Island in Gaston County. Referred to the Committee on Corporations.

H. B. 202, S. B. 729, bill to authorize the Treasurer of Gaston County to pay school claims. Referred to the Committee on Education.

H. B. 438, S. B. 730, bill to amend the School Law of 1889. Referred to the Committee on Education.

H. B. 419, S. B. 731, bill in regard to the registration of conditional sales. Referred to the Committee on Judiciary.

H. B 355, S. B. 732, bill to amend chapter 361, Laws of 1889, in regard to public roads. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 356, S. B. 733, bill to incorporate the town of Jonesville in Yadkin County. Referred to the Committee on Corporations.

House amendment to S. B. 359, H. B. 760, bill to be entitled an act to authorize the Board of Commissioners of Burke County to issue bonds and for other purposes, was, on motion of Mr. Avery, concurred in and the bill was ordered enrolled.

Also, a message transmitting the following House bills without engrossment, which were read the first time and disposed of as follows:

H. B. 983, S. B. 734, bill to amend chapter 98, Laws of 1887, in regard to the election of a cotton weigher for Cabarrus County. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 720, S. B. 735, bill to incorporate the Waynesville Library Association at Waynesville in the county of Haywood. Referred to the Committee on Education.

On motion of Mr. McLean, the Senate adjourned until to-morrow morning at 10 o'clock.

THIRTY-NINTH DAY.

SENATE CHAMBER, February 20, 1891.

The Senate met pursuant to adjournment, Mr. Turner in the chair.

Prayer by Rev. Dr. Nash, of the city.

The Journal of yesterday was approved.

COMMISSIONERS TO EXAMINE THE ACCOUNTS OF THE TREASURER AND AUDITOR.

The President announced as Commissioners to annually examine accounts of the Auditor and Treasurer of the State, as provided for by section 3360 of *The Code*, Messrs. Turner and Walser.

Leave of absence was granted Messrs. Bull, Galloway, Morgan, Speight, Twitty and Walser, until Monday next.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. White, petition for prohibition of sale of spirituous liquors around churches in Wilkesboro. Referred to the Committee on Propositions and Grievances.

By Mr. Ardrey, petition of Polk Alliance in Mecklenburg County asking for the repeal of the merchants purchase tax Referred to the Committee on Finance.

By Mr. Bowers, petition from citizens of Brinkleyville Township, Halifax County, asking the repeal of the stock law in said county. Referred to the Committee on Propositions and Grievances.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Twitty, S. B. 345, bill in relation to Hertford County, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Gilman, S. B. 522, bill to allow the free passage of fish in the Yadkin River and its tributaries, reporting amendments, and, as amended, recommending it do pass;

S. B. 467, bill to prohibit the manufacture or sale of spirituous liquors within two miles of Apex, N. C., recommending it do pass.

From the Committee on Internal Improvements:

By Mr. Davis of Franklin, S. B. 618, bill to be entitled an act to amend chapters 402, Laws of 1887, recommending it do pass.

By Mr. Butler, S. B. 97, bill to incorporate the Hot Springs, Webster and Savannah Railroad Company, reporting amendments, and, as amended, recommending it do pass.

By Mr. Culbreth, H. B. 407, S. B. 499, bill to amend the charter of the Cashie and Roanoke Railroad Company, recommending it do pass.

By Mr. Bell, S. B. 617, bill to amend chapter 73, Laws of 1883, recommending it do pass.

From the Committee on Railroad Commission:

By Mr. Butler, S. B. 177, bill to provide passenger transportation for the officers of the State over the various railroads of this State, reporting it without recommendation.

From the Committee on Education:

By Mr. Ardrey, S. B. 606, bill to authorize the State Board of Education to invest the funds from sale of swamp lands, etc., recommending it do pass.

By Mr. Paine, S. B. 578, bill to authorize the town of Durham to issue school bonds, recommending it do pass.

By Mr. Bell, S. B. 659, bill to amend section 5, chapter 174, Laws of 1885, recommending it do pass;

S. B. 362, bill in relation to the public schools in the town of Shelby, and providing for the levying of a tax to support the same, recommending it do pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. McLean, H. B. 642, S. B. 636, bill to amend the stock law in Robeson County, recommending it do pass.

By Mr. Williams, H. B. 771, S. B. 599, bill to incorporate the Burgwyn Brothers Tobacco Company, reporting an amendment, and, as amended, recommending it do pass.

From the Committee on Corporations:

By Mr. Aycock, S. B. 619, bill to incorporate the Carolina Charity Association, reporting an amendment, and, as amended, recommending it do pass;

H. B. 739, S. B. 638, bill to incorporate the Fayetteville Compress and Storage Company, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Wilcox, S. B. 705, bill to incorporate the Wilson and Carolina Railroad Company, recommending it do pass;

S. B. 603, bill to amend the charter of Jonesboro, Moore County, recommending it do pass;

H. B. 91, S. B. 590, bill to incorporate the Farmers Loan and Trust Company, reporting an amendment, and, as amended, recommending it do pass;

S. B. 562, bill to incorporate Goldsboro Lodge, No. 139, of the Benevolent and Protective Order of Elks, recommending it do pass;

S. B. 716, bill to incorporate the Falls Manufacturing Company, recommending it do pass.

By Mr. Ardrey, S. B. 576, bill to incorporate Fidelity Lodge, No. 83, Independent Order of Odd Fellows, in Camden County, recommending it do pass;

S. B. 626, bill to ratify and amend the charter of the Greensboro Water Company, recommending it do pass.

By Mr. Bellamy, S. B. 737, bill to confirm the incorporation and organization of the Egypt Railway Company, recommending it do pass;.

S. B. 714, bill to incorporate the South-eastern North Carolina Railway Company, recommending it do pass;

S. B. 610, bill to incorporate the Winston Trust Company, reporting amendments, and, as amended, recommending it do pass.

From the Committee on Finance:

By Mr. McLean, S. B. 406, bill for the relief of Dr. Lewis H. Reid of Martin County, N. C., recommending it do not pass

By Mr. Greene of Harnett, H. B. 576, S. B. 650, bill to authorize Swain County to issue bonds and levy a special tax, recommending it do pass.

Mr. McLean, for the Committee on Enrolled bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 38, H. B. 178, an act to create the office of timber inspector for the counties of Onslow, Jones, Craven, Carteret, Bertie, Cumberland, Harnett, Northampton, Pender, Pitt, Sampson and Swain;

H. B. 45, S. B. 591, an act to amend section 3752 of *The Code*, in relation to the fees of sheriffs and constables in the service of road orders.

H. B. 118, S. B. 531, an act to incorporate the Enterprise Land and Improvement Company of Cumberland County;

S. B. 458, H. B. 795, an act to amend section 709 of *The Code;*

S. B. 108, H. B. 254, an act to allow a person to change his or her name under Art. II, section 11 of the Constitution;

S. B. 161, H. B. 755, an act to incorporate the Wilmington and Southern Railway Company;

H. B. 104, S. B. 191, an act to incorporate Bethel Academy in Mecklenburg County;

S. B. 379, H. B. 749, an act to incorporate Duke's Bank.

S. B. 332, H. B. 601, an act to pay witnesses summoned at Coroner's Courts;

S. B. 206, H. B. 813, an act to amend chapter 40, section 2, Private Laws of 1889, in relation to Rock Spring Camp Ground;

S. B. 288, H. B. 223, an act to amend chapter 13 of the Laws of 1889, in relation to a cotton weigher for the town of Salisbury;

S. B. 263, H. B. 524, an act to amend chapter 252, Private Laws of 1889, in reference to the Battery Park Hotel and Improvement Company;

S. B. 360, H. B. 817, an act to change the manner of electing a mayor of the city of Wilmington;

S. B. 136, H. B. 793, an act to incorporate the Wachovia Loan and Trust Company;

H. B. 902, S. B. 675, an act to incorporate the Oakland Heights Sanitarium Company;

H. B. 359, S. B. 370, an act to incorporate the Young Men's Christian Association at Asheville, North Carolina;

S. B. 361, H. B. 747, an act to require all dealers in sheep to adopt a brand and to cause the same to be registered;

S. B. 390, H B. 856, an act to provide for the collection and apportionment of railroad taxes in certain townships in Rowan County and for other purposes;

S. B. 251, H. B. 705, an act to amend chapter 64 of the Acts of the General Assembly of North Carolina ratified on the 28th day of February, 1883, entitled an act to incorporate the Southern Mining, Smelting and Manufacturing Company;

S. B. 392, H. B. 751, an act to amend sections 75 and 109 of chapter 219 of the Private Laws of 1889, entitled an act to amend the charter of the city of Greensboro;

S. B. 221, H. B. 815, an act to appoint a cotton weigher for the town of Old Sparta, Edgecombe County;

S. B. 260, H. B. 482, an act to incorporate the Commercial Bank of Shelby, North Carolina;

S. R. 560, H. R. 862, resolution to raise a committee to recommend Directors for the Normal and Industrial School for White Girls.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr Ardrey, S. B. 738, bill to provide for stenographers for Superior Courts. Referred, with accompanying letter, to the Committee on Judiciary.

By Mr. White, S. B. 739, bill to authorize the Commissioners of Wilkes County to levy a special tax. Referred to the Committee on Finance.

By Mr. Durham, S. B. 740, bill to prohibit the making and sale of spirituous liquors within two miles of Patterson's Spring Methodist Church, Cleveland County. Referred to the Committee on Propositions and Grievances.

By Mr. Aycock, S. B. 741, bill to amend chapter 80, Private Laws of 1885, entitled an act to incorporate the Davis School. Placed on the Calendar.

By Mr. Rose, S. B. 742, bill to amend the charter of the town of Smithfield. Placed on the Calendar.

By Mr. Grigsby, S. B. 743, bill to amend chapter 256 of the Laws of 1889, in relation to the dividing line between Alleghany and Ashe counties. Placed on the Calendar.

S. B. 744, bill to lay off and construct a public road through the counties of Wilkes and Ashe. Referred to the Committee on Propositions and Grievances.

S. B. 745, bill to amend section 3, chapter 361, Laws of 1889, in relation to working public roads. Referred to the Committee on Propositions and Grievances.

By Mr. Chesson, S. B. 746, bill to amend chapter 127, Laws of 1889. Referred to the Committee on Finance.

By Mr. Mitchell, S. B. 747, bill to increase the public school fund. Referred to the Committee on Education.

By Mr. Twitty, S. B. 748, bill to prevent stock from running at large in certain months in a portion of Rutherford County. Referred, with petition, to the Committee on Propositions and Grievances.

By Mr. Greene of Harnett, S. B. 749, bill for the relief of J. A. Cameron, Superior Court Clerk of Harnett County. Referred to the Committee on Judiciary.

By Mr Bellamy, S. B. 750, bill to confirm and make valid Patent No. 8841, issued 12th December, 1880. Referred to the Committee on Judiciary.

S. B. 751, bill to compel personal representatives to plead the statutes of limitation, ratified 10th day of February, 1891, and to postpone the operation of the same Referred to the Committee on Judiciary.

By Mr. Wilcox, S. B. 752, bill to regulate the Superior Courts of Moore County. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 753, bill to amend an act to declare the Carolina Construction Company a duly incorporated company and to amend and enlarge its charter. Placed on the Calendar.

By Mr. Greene of Harnett, S. B. 754, bill to make more equal the price paid for weighing cotton. Referred to the Committee on Propositions and Grievances.

By Mr. Culbreth (by request), S. B. 755, bill to prohibit the sale of liquors at and within four miles of Cronly in Columbus County. Referred to the Committee on Propositions and Grievances.

Also (by request), S. B. 756, bill to prohibit the sale of intoxicating liquors in Whiteville. Referred to the Committee on Propositions and Grievances.

By Mr. Freeman, S. B. 757, bill to elect tobacco weigher by the people. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Gilman, S. B. 758, bill to incorporate the town of Jacksonville in Onslow County. Referred to the Committee on Corporations.

By Mr. King, S. B. 759, bill to incorporate Oak Ridge Institute in Guilford County. Placed on the Calendar.

By Mr. Bell, S. B. 760, bill to amend chapter 180, Laws of 1885, in relation to time of holding certain courts in the Twelfth Judicial District. Referred to the Committee on Judiciary.

By Mr. Paine, S. B. 761, bill to prohibit the sale of liquors within two miles of Macedonia Church in Lincoln County. Referred to the Committee on Propositions and Grievances.

S. B. 762, bill to prohibit the sale of liquor within two miles of Ebenezer Church in Lincoln County. Referred to the Committee on Propositions and Grievances.

By Mr. Courts, S. B. 763, bill to prohibit the manufacture or sale of spirituous or malt liquors within two miles of Happy Home Church in Rockingham County. Referred, with accompanying petition, to the Committee on Propositions and Grievances.

By Mr. Butler (by request), S. B. 764, bill to prohibit the sale of liquors within one mile of Black River Chapel. Referred to the Committee on Propositions and Grievances.

Also, (by request), S. B. 765, bill to fix and define the boundary line between the counties of Sampson and Johnston. Referred to the Committee on Propositions and Grievances.

By Mr. Speight, S. B. 766, bill to provide for the collection, arrangement and display of the products of the State of North Carolina at the World's Columbian Exposition of 1893, and to make an appropriation therefor. Referred to the Committee on Finance.

By Mr. Freeman, S. B. 777, bill to amend chapter 17, Private Laws of 1873–'74. Referred to the Committee on Corporations.

By Mr. Greene of Wake (by request), S. B. 778, bill to amend the charter of the Raleigh Street Railway Company. Referred to the Committee on Corporations.

By Mr. Gilman, S. B. 779, bill to amend chapter 298, Laws of 1889. Referred to the Committee on Judiciary.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 575, bill to incorporate the Glendon and Gulf Mining and Manufacturing Company, passed its third reading and

was ordered sent to the House of Representatives without engrossment.

S. B 574, bill to incorporate the Statesville Development Company, passed its third reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Atwater, Avery, Bell, Bellamy, Bowers, Bryan, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Parker, Reid, Rose, Russell, Skinner, Speight, Stanford, Turner, Twitty and White — 33.

The bill was ordered sent to the House of Representatives without engrossment.

H. B. 628, S. B. 597, bill to incorporate the town of Hub in the county of Columbus, passed its third reading, ayes 28, noes 6, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Atwater, Bell, Bowers, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Speight, Stanford, White and Wilcox — 28.

Those voting in the negative were:

Messrs. Allen of Bladen, Avery, Aycock, Bellamy, Bryan and Twitty — 6.

The Senate amendments were ordered engrossed and sent to the House of Representatives

S. B. 399, bill to incorporate the Brunswick, Western and Southern Railroad Company, passed its third reading, ayes 27, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Atwater, Avery, Bell, Bellamy, Bowers, Bryan, Chesson, Culbreth,

Davis of Franklin, Davis of Haywood, Galloway, Greene of Harnett, Hobson, McLean, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Turner, Twitty, White and Wilcox — 27.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 546, bill to incorporate the town of Autryville in Sampson County, on its second reading.

Mr. Butler moved to amend:

Strike out the word "four" before the word "hundred" in line 11 of section 8, and insert in lieu thereof the word "three."

The bill passed its second reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bowers, Bryan, Butler, Chesson, Culbreth, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, McLarty, Paine, Parker, Reid, Rose, Russell, Speight, Turner, Twitty, White and Wilcox — 31.

H. B. 576, S. B. 650, bill to authorize Swain County to issue bonds and levy a special tax, passed its second reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Butler, Culbreth, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Hobson, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner, Twitty, White and Wilcox — 29.

H. B. 722, S. B. 649, bill to incorporate the New Wilkesboro Land Company, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second and third readings, the Senate amendments were ordered engrossed and sent to the House of Representatives.

S. B. 741, bill to amend chapter 80, Private Laws of 1885, entitled an act to incorporate the Davis School, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 753, bill to amend an act entitled an act to declare the Carolina Construction Company a duly incorporated company and to amend and enlarge its charter, passed its second and third readings and was ordered engrossed and sent to the House of Representatives.

S. B. 657, bill to authorize the city of New Bern to issue bonds for public improvements, and to levy a special tax and for other purposes, passed its second reading, ayes 29, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Aycock, Bell, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, McLarty, Mitchell, Paine, Parker, Rose, Russell, Skinner, Stanford, Turner, Twitty and Wilcox — 29.

S. B. 125, bill to incorporate the Greensboro Street Railway Company, on its second reading.

The substitute reported by the Committee on Corporations was adopted.

The bill passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. B. 759, bill to incorporate Oak Ridge Institute in Guilford County, passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. B. 481, bill to incorporate the Cabarrus and Union Railroad Company, on its second reading.

The amendments reported by the Committee on Internal Improvements were adopted.

The bill passed its second reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bell, Bellamy, Bishop, Bowers, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Speight, Stanford, Turner, Twitty, White and Wilcox — 35.

SPECIAL ORDER.

S. B. 385, bill establishing a geological survey of the State of North Carolina, on its second reading, it being the special order.

The substitute reported by the Committee on Agriculture, Mechanics and Mining was adopted.

Mr. Aycock demanded the previous question and was sustained.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

SPECIAL ORDER.

S. B. 381, bill to amend chapter 410, Laws of 1887, entitled an act supplemental to chapter 308, Laws of 1885, entitled an act to establish and maintain an industrial school, on its second reading, it being the second special order for to-day.

The amendments reported by the Committee on Agriculture, Mechanics and Mining were adopted.

Mr. Williams moved to amend:

Add the following section:

"SEC. ___. Power is hereby conferred upon the Trustees of the said College to effect a sale of the lot known as the Grissom lot, containing three and one-half acres, more or less, and to make title to the purchaser or purchasers thereof; the said lot now being under the control of the said trustees, and having been purchased from funds donated by the city of Raleigh as a site for an Industrial School."

Adopted.

The bill passed its second reading.

S. B. 402, bill to extend for a period of thirty years an act incorporating the Baltimore and North Carolina Copper and Gold Mining Company, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 521, bill to incorporate the North Carolina Live-stock Association, was,

On motion of Mr. Ardrey, recommitted to the Committee on Corporations.

S. B. 102, bill to apportion the public school fund among the school population of the State, was,

On motion of Mr. Bryan, recommitted to the Committee on Education.

S. B. 743, bill to amend chapter 256, Laws of 1889, in relation to the dividing line between Alleghany and Ashe Counties, passed its second and third readings, was ordered sent to the House of Representatives without engrossment.

S. B. 742, bill to amend the charter of the town of Smithfield, passed its second reading, ayes 36, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Hobson, McLean, McLarty, Mitchell, Paine, Parker,

Reid, Rose, Russell, Skinner, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 36.

H. B. 30, S. B. 127, bill to amend section 1946 of *The Code*, passed its second reading.

H. B. 91, S. B 590, bill to incorporate the Farmers Loan and Trust Company, on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second and third readings; the Senate amendment was ordered engrossed and sent to the House of Representatives.

S. B. 662, bill to incorporate the Raleigh Cotton Shipping and Warehouse Company, passed its second and third readings, was ordered sent to the House of Representatives without engrossment.

S. B. 425, bill to incorporate West Tarboro Land and Improvement Company, on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 400, bill to amend the Howard Relief Fire-engine Company of Wilmington, was,

On motion of Mr. Parker, laid on the table.

S. B. 526, bill to amend chapter 6, section 677 of *The Code*, relative to the shares in incorporated companies, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 308, bill to amend section 1, chapter 344, Laws of 1889, in regard to fishing in Roanoke river, passed its second reading.

H. B. 837, S. B. 678, bill to incorporate the French Broad Lumber Company, passed its second and third readings and was ordered enrolled.

S. B. 460, bill to pay the proprietors of the *Wilmington Messenger*, Raleigh *News and Observer* and other papers of this State, for publication of the location of the oyster grounds under the Laws of 1887, was,

On motion of Mr. Twitty, laid on the table.

S. B. 461, bill to incorporate the Blue Ridge and Saluda Turnpike Company, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 501, S. B. 600, bill to change the name of Toisnot to that of Elm City, passed its second and third readings, and was ordered enrolled.

S. B. 474, bill to amend section 2073 and other sections of *The Code*, relative to Sheriffs, so as to regulate the filing of official bonds by such officers, was,

On motion of Mr. Aycock, laid on the table.

S. B. 514, bill to authorize and empower the Commissioners of the town of Monroe, N. C., to levy an additional tax and for other purposes, passed its second reading, ayes, 34, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Greene of Harnett, Grigsby, Hobson, King, McLean, McLarty, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner, Twitty, White, Wilcox and Williams — 34.

S. B. 520, bill to amend the charter of the town of Sparta in Edgecombe County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 519, bill to change chapter 201, Laws of 1885, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 518, bill for the relief of H. C. Kearney, Sheriff of Franklin County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 623, S. B. 573, bill to incorporate the Commercial and Farmers Bank, on its second reading.

The amendment reported by the Committee on Finance was adopted.

The bill passed its second and third readings, the Senate amendments were ordered engrossed and sent to the House of Representatives.

S. B. 517, bill to authorize the Commissioners of Franklin County to levy a special tax.

The amendment reported by the Committee on Finance, was adopted.

The bill passed its second reading, ayes 34, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Aycock, Bell, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner, Twitty and White — 34.

S. B. 523, bill to amend section 1973 of *The Code*, in relation to running trains on Sunday, was,

On motion of Mr. Davis of Haywood, laid on the table.

S. B. 178, bill to amend The Code of Civil Procedure, relative to the service of the warrant of attachment, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 534, bill to amend section 1042 of *The Code*, relating to gambling, was,

On motion of Mr. Davis of Haywood, laid on the table.

S. B. 536, bill to amend section 1285, of *The Code*, on its second reading.

By consent, Mr. Hobson withdrew the bill.

S. B. 537, bill to amend section 1285 of *The Code*, on its second reading.

By consent, Mr. Hobson withdrew the bill.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bills and House amendments to Senate bills, which were read the first time and disposed of as follows:

H. B. 99, S. B. 767, bill to amend section 2589 of *The Code*, so as to increase the public school fund to fourteen cents on property and forty-two cents on poll. Referred to the Committee on Finance.

H. B. 384, S. B. 768, bill to protect fish in certain streams in Mitchell, Watauga and Caldwell counties. Referred to the Committee on Propositions and Grievances.

H. B. 434, S. B. 769, bill for the relief of the North Carolina Industrial Association. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 776, S. B. 771, bill to repeal the charter of the Buncombe Turnpike Company. Placed on the Calendar.

H. B. 573, S. B. 772, bill to incorporate Scottish Brownstone Company. Referred to the Committee on Corporations.

H. B. 573, S. B. 773, bill to incorporate Scotland Neck Bank. Referred to the Committee on Corporations.

House amendments to S. B. 427, H. B. 812, bill to amend chapter 183, Private Laws of 1889, entitled an act to incorporate the town of Marion in McDowell County, was, on motion of Mr. Reid, concurred in and ordered enrolled.

Also, a message transmitting a communication from his Excellency the Governor, with a letter from Hon. W. L. Saunders, Secretary of the Board of Trustees of the University, announcing the death of Hon. C. R. Thomas, a mem-

ber of the Board of Trustees. Referred to the Committee on Election of Trustees for the University.

Also, a message transmitting without engrossment House bills, which were read the first time and disposed of as follows:

H. B 644, S. B. 774, bill to authorize the trustees of the Goldsboro graded schools to pay for their school building. Referred to the Committee on Education.

H. B. 892, S. B. 775, bill to incorporate the Manufacturers and Merchants Fire Insurance Company. Referred to the Committee on Corporations.

H. B. 448, S. B. 776, bill to repeal chapter 14, Private Laws of 1885. Referred to the Committee on Judiciary.

On motion of Mr. Aycock, the Senate adjourned until to-morrow morning at 10 o'clock.

FORTIETH DAY.

SENATE CHAMBER, February 21, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Dr. Marshall, of the city.

The Journal of yesterday was approved.

Leave of absence was granted Mr. Morgan, Mr. Greene of Harnett and Mr. Wilcox.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Allen of Bladen, petition from members of Edwards' Chapel Baptist Church, Bladen County. Referred to the Committee on Propositions and Grievances.

By Mr. Greene of Harnett, petition from citizens in regard to incorporating certain churches in Harnett County. Referred to the Committee on Propositions and Grievances.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Hobson, H. B. 529, S. B. 683, bill to amend the charter of Scotia Seminary, Cabarrus County, recommending it do pass.

By Mr. White, H. B. 373, S. B. 724, bill in relation to obstructions on public ways, recommending it do pass.

By Mr. Allen of Bladen, S. B. 615, bill to encourage residents of this State to prospect for and discover phosphate rock and phosphate deposits in the navigable waters of this State, recommending it do pass.

By Mr. Parker, S. B. 654, bill to amend the charter of the Guilford Battle-ground Company, recommending it do pass.

By Mr. Aycock, H. B. 270, S. B. 692, bill to prohibit the manufacture and sale of spirituous liquors within two miles of the Methodist Church in Whittier, Swain County, recommending it do pass;

S. B. 674, bill to amend chapter 357, Laws of 1885, with regard to the stock law of Franklin County, N. C., a majority of the committee recommending it do pass.

By Mr. White, S. B. 616, bill to amend chapter 145, Laws of 1887, recommending it do pass.

By Mr. Durham, S. B. 711, bill to prevent the obstruction of that portion of Scuppernong River situated in Washington County beginning at Spruill's bridge and extending up to Phelps' bridge, recommending it do pass;

S. B. 710, bill to amend chapter 9, section 2327 of *The Code*, recommending it do pass.

From the Committee on Judiciary:

By Mr. Turner, S. B. 540, bill to amend *The Code*, chapter 41, sections 1789 and 1791, recommending it do not pass;

H. B. 610, S. B. 695, bill to amend chapter 182, Laws of 1889, recommending it do pass;

S. B. 709, bill to levy a special tax for Rutherford County, recommending it do pass;

H. B. 328, S. B. 719, bill to repeal chapter 219, Laws of 1889, recommending it do not pass;

S. B. 669, bill to amend section 1436 of *The Code*, recommending it do not pass;

H. B. 372, S. B. 726, bill to amend section 1267 of *The Code* in regard to deeds, recommending it do pass.

By Mr. Bellamy, H. B. 608, S. B. 694, bill to amend section 713 of *The Code*, recommending it do not pass;

S. B. 664, bill to amend chapter 280, Laws of 1889, recommending it do pass;

H. B. 343, S. B. 722, bill to amend section 658 of *The Code*, recommending it do pass;

S. B. 752, bill to regulate the Superior Courts of Moore County, recommending it do pass.

By Mr. Reid, H. B. 386, S. B. 681, bill to authorize and empower the Board of Commissioners of Yadkin County to sell lands belonging to said county and to purchase land for said county and other purposes, recommending it do pass;

H. B. 419, S. B. 731, bill in regard to the registration of conditional sales, recommending it do pass;

H. B. 307, S. B. 693, bill to amend chapter 134, Laws of 1885, recommending it do pass;

S. B. 670, bill to amend chapter 173, Laws of 1885, recommending it do pass.

By Mr. Aycock, H. B. 334, S. B. 685, bill to limit the time when county bonds shall be issued for railroad purposes, amending chapter 479, Laws of 1889, recommending it do pass;

H. B. 417, S. B. 687, bill to protect married women, recommending it do not pass.

By Mr. Avery, S. B. 751, bill to amend an act to compel personal representatives to plead the statute of limitations, ratified 10th of February, 1891, and to postpone the operation of the same, recommending it do pass;

H. B. 621, S. B. 696, bill to amend section 2, chapter 39, Laws of 1887, recommending it do not pass;

H. B. 304, S. B. 700, bill to amend section 2968 of *The Code*, recommending it do pass;

H. B. 418, S B. 723, bill to prevent fragmentary appeals in supplementary proceedings, recommending it do pass;

S. B. 630, bill to protect riparian owners of land, recommending it do pass;

S. B. 668, bill for the relief of Milton McNeil, Clerk of the Superior Court of Wilkes County, recommending it do not pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. McLean, H. B. 540, S. B. 725, bill to protect stock in the vicinity of Greenville, N. C., recommending it do pass.

By Mr. Bell, H. B. 305, S. B. 679, bill to protect deer in Wayne County, recommending it do pass;

H. B. 379, S. B. 701, bill to prohibit stock from running at large in Colfax Township, Rutherford County, recommending it do pass;

H. B. 983, S. B. 734, bill to amend chapter 98, Laws of 1887, in regard to the election of the cotton weigher for Cabarrus County, recommending it do pass;

H. B. 169, S. B. 645, bill to prevent the spread of cattle distemper, recommending it do pass.

By Mr. Grigsby, S. B. 708, bill to incorporate the United Mining and Manufacturing Company, reporting it without recommendation.

By Mr. Ardrey, S. B. 663, bill to appoint a cotton weigher for the town of Tarboro, Edgecombe County, recommending it do pass.

From the Committee on Corporations:

By Mr. Bellamy, S. B. 351, bill to amend the charter of the Winston-Salem Land and Investment Company and to enlarge its powers, reporting a substitute, and recommending the substitute do pass;

S. B. 563, bill to incorporate the Rocky Point and Pender Phosphate and Improvement Company of North Carolina, recommending it do pass.

By Mr. Aycock, H. B. 680, S. B. 703, bill to incorporate the Valle Crucis, Shawneehaw and Elk Park Turnpike Company, recommending it do pass;

S. B. 267, bill to incorporate the Western North Carolina River Improvement Company, recommending it do not pass.

S. B. 475, bill to incorporate the Notla Lodge, No. 312, Freemasons, reporting amendments, and, as amended, recommending it do pass.

By Mr Turner, S. B. 586, bill to amend chapter 18, Private Laws of 1881, entitled an act to incorporate the town of Norwood in Stanly County, and to extend its corporate limits, recommending it do pass.

S. B. 157, bill to incorporate the Harper Fabric Company, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Bellamy, H. B. 631, S. B. 652, bill to amend the charter of the town of Morganton, recommending it do pass.

From the Committee on Finance:

By Mr. McLean, H. B 572, S. B. 647, bill to apply certain taxes to the payment of the bonds subscribed to the Atlantic, Henderson and Virginia Railroad Company, recommending it do pass.

From the Committee on Fish and Fisheries:

By Mr. Gilman, S. B. 327, bill to amend chapter 302, Laws of 1889, so as to include claims under the protection of the Oyster Law, reporting an amendment, and, as amended, recommending it do pass.

Mr. Avery for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

Senate amendments to H. B. 623, S. B. 575, a bill to be entitled an act to incorporate the Commercial and Farmers Bank.

Senate amendments to H. B. 722, S. B. 649, bill to incorporate New Wilkesboro Land Company.

Mr. Grigsby, for the Committee on Enrolled bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 359, H. B. 760, an act to authorize the Board of Commissioners of Burke County to issue bonds and for other purposes;

S. B. 672, H. B. 984, an act to change the name of and incorporate the town of Coneho, formerly known as Goosenest, in Martin County;

S. B. 200, H. B. 397, an act to enlarge the jurisdictions of Justices of the Peace and amend *The Code*, section 892;

S. B. 439, H. B. 319, an act to incorporate Robeson Institute;

S. B. 570, H. B. 1009, an act to incorporate the Grimm Brown-stone and Improvement Company;

S. B. 150, H. B. 794, an act to repeal the old and grant a new charter for the town of Ruffin, N. C.;

S. B. 435, H. B. 371, an act to incorporate the North Carolina Slate Company.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Turner, S. B. 780, bill to amend the charter of the Statesville Air-Line Railroad Company. Referred to the Committee on Corporations.

S. B. 781, bill relating to the public school in the city of Statesville. Referred to the Committee on Education.

S. B. 782, bill to incorporate the Iredell Land and Construction Company. Referred to the Committee on Corporations.

By Mr. McLarty, S. B. 783, bill to incorporate Monroe High School in Union County, N. C. Referred to the Committee on Corporations.

By Mr. Rose, S. B. 784, bill to create a new township in Johnston County, to be named Banner. Referred to the Committee on Propositions and Grievances.

By Mr. Skinner, S. B. 785, bill to amend chapter 503, Laws of 1889, relating to the road law in certain counties. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Culbreth, S. B. 786, bill to amend chapter 178, Laws of 1887, relating to dentistry. Referred to the Committee on Judiciary.

By Mr. Bell, S. B. 787, bill to amend chapter 174, Laws of 1885, in relation to County Boards of Education. Referred to the Committee on Education.

By Mr. Bellamy, S. B. 788, bill to authorize the Commissioners of New Hanover and Pender Counties to establish a free ferry across North-east river. Referred to the Committee on Internal Improvements.

S. B. 789, bill to amend the charter of the C. M. Stedman Bucket Company of Wilmington, N. C. Referred to the Committee on Corporations.

By Mr. Mitchell, S. B. 790, bill for the relief of citizens of Caswell County. Referred to the Committee on Judiciary.

By Mr. Bishop, S B. 791, bill to amend section 5, chapter 198, Laws of 1889, relating to the pension law. Referred to the Committee on Military Affairs.

By Mr. King, S. B. 792, bill to amend chapter 501, Laws of 1889, relating to working of roads in Guilford County. Placed on the Calendar.

S. B. 793, bill relating to the settlement of losses under fire insurance policies. Placed on the Calendar.

S. B. 794, bill to work the public roads and clear out watercourses with convicts. Referred to the Committee on Penal Institutions.

By Mr. Greene of Wake (by request), S. B. 795, bill in regard to the sale of agricultural products. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Durham, S. B. 796, bill to amend chapter 3, Private Laws of 1873, and to incorporate Sharon M. E. Church, Cleveland County. Referred to the Committee on Propositions and Grievances.

By Mr. King, S. R. 797, resolution in favor of Margaret Suits, widow of a Confederate soldier. Placed on the Calendar.

By Mr. Aycock, S. B. 798, bill to amend chapter 115, Laws of 1885, concerning stock law for Goldsboro Township. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Bell, S. B. 799, bill to make Tuckaseegee River in Jackson County a lawful fence. Placed on the Calendar.

By Mr. Freeman, S. B. 800, bill to allow the Commissioners of the town of Louisburg to sell, convey and make title to the Female College property in said town. Referred to the Committee on Education.

By Mr. Russell, S. B. 801, bill for the better protection of fish in the streams of Durham and Orange Counties. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Walser (by request), S. B. 802, bill to amend the charter of the town of Thomasville. Referred to the Committee on Corporations.

S. B. 803, bill to validate probate and registration of deeds in certain cases. Referred to the Committee on Judiciary.

By Mr. Ardrey, S. B. 804, bill to protect the cultivated lands within the stock-law territory. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Grigsby, S. B. 805, bill to change the name of Stag's Creek Township, Ashe County, to Clifton, and to change the voting place. Placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 417, bill for the benefit of the Fayetteville Independent Light Infantry Company of Fayetteville, N. C., on its third reading.

Mr. Greene of Harnett, moved to amend:

Add to section 1 the following: "*Provided*, that only personal property to the amount of three hundred dollars be exempt from taxation."

Adopted.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

Mr. Turner moved to take from the table and place upon the Calendar,

H. B. 188, S. B. 185, bill to incorporate the town of New Wilkesboro in the county of Wilkes. The motion prevailed.

On motion of Mr Turner, the bill was taken up on its second reading.

Mr. Turner moved to amend:

Amend the title of the bill by striking out the word "New" before "Wilkesboro" and insert in lieu thereof the word "North."

Amend section 1 by striking out the word "New" where it occurs in lines 1 and 3 before the word "Wilkesboro" and insert in lieu thereof the word "North."

Amend section 7 by adding at the end thereof the following: "That it shall be the duty of the Board of Commissioners of North Wilkesboro to cause to be graded and macadamized the road already laid off leading from the north end of the new bridge across the Yadkin River to the depot of the North-western North Carolina Railroad, it being a distance of about one-half mile wide [in length], and to keep the same in good repair. The work to begin on said road not later than the first day of May, 1891, and to be continuously kept up till completed—the macadamizing to be

not less than sixteen feet in width—for the benefit of the people of Wilkesboro in going to and from the depot: *Provided*, that unless said macadamizing shall be completed by the first day of November, 1891, that the charter herein granted shall be inoperative."

Amend section 10 by striking out the word "New" where it occurs before the word "Wilkesboro" in lines 4 and 11 and insert in lieu thereof the word "North."

Adopted.

The bill passed its second reading, ayes 29, noes 1, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Durham, Freeman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner and Turner—29.

Voting in the negative:

Mr. White — 1.

THE CALENDAR

was resumed.

H. B. 680, S. B. 703, bill to incorporate the Valle Crucis, Shawneehaw and Elk Park Turnpike Company, on its second reading.

Mr. Bowers moved to amend:

Strike out ninety-nine years.

Adopted.

The bill passed its second and third readings; the Senate amendment was ordered engrossed and sent to the House of Representatives

H. B. 30, S. B. 127, bill to amend section 1946 of *The Code*, passed its third reading and was ordered enrolled.

S. B. 517, bill to authorize the Commissioners of Franklin County to levy a special tax, passed its third reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner and White — 30.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 514, bill to authorize and empower the Commissioners of the town of Monroe, N. C., to levy an additional tax and for other purposes, passed its third reading, ayes 27, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford and White — 27.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 308, bill to amend section 1, chapter 344, Laws of 1889, in regard to fishing in Roanoke River, was,

On motion of Mr. Bishop, recommitted to the Committee on Fish and Fisheries.

S. B. 742, bill to amend the charter of the town of Smithfield, passed its third reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner and White — 30.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 481, bill to incorporate the Cabarrus and Union Railroad Company, on its third reading.

Mr. Bellany moved to amend:

Insert, "That the company shall only have the right to consolidate with a road or company at one of its terminal points."

Adopted.

The bill passed its third reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bell, Bellamy, Bowers, Courts, Culbreth, Davis of Haywood, Freeman, Greene of Harnett, Greene of Wake, Hobson, King, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford and White — 26.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 543, bill requiring railroads to redeem unused tickets, on its second reading.

On motion of Mr. King, the bill was referred to the Committee on Propositions and Grievances.

S. B. 381, bill to amend chapter 410, Laws of 1887, entitled an act supplemental to chapter 308, Laws of 1885, entitled an act to establish and maintain an industrial school, passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 424, bill for the relief of the sureties of Luby Harper, former Sheriff of Greene County, was,

On motion of Mr. Paine, laid on the table.

S. B. 41, bill to amend the Constitution of North Carolina, on its second reading.

Mr. Bell moved to amend:

Insert: "*Provided*, the said homestead shall not be considered as waived unless his wife signs the note with her said husband."

On motion of Mr. McLarty, the bill was postponed until Tuesday next, and made the special order for 12 o'clock noon of that day.

S. B. 752, bill to regulate the Superior Court of Moore County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

Mr. Paine moved to reconsider the vote by which

S. B. 381, bill to amend chapter 410, Laws of 1887, entitled an act supplemental to chapter 308, Laws of 1885, entitled an act to establish and maintain an industrial school, passed its third reading this morning. The motion prevailed.

Question recurred upon the passage of the bill on its third reading.

On motion of Mr. Aycock, the bill was postponed until Monday next at half-past eight o'clock P. M.

Mr. Gilman moved to withdraw from the Committee on Judiciary, and place upon the Calendar,

S. B. 779, bill to amend chapter 298, Laws of 1889. The motion prevailed.

On motion of Mr. Gilman, the bill was taken up on its second reading.

The bill passed its second and third readings, was ordered sent to the House of Representatives without engrossment.

H. B. 642, S. B. 636, bill to amend the stock law in Robeson County, passed its second and third readings and was ordered enrolled.

S. B. 342, bill in regard to insurance companies, on its second reading.

The amendments reported by the Committee on Insurance were adopted.

Mr. Bellamy moved to amend:

Insert as section 9 —

"SEC. 9. The provisions of this act shall not apply to any benevolent society, brotherhood or fraternal order."

Adopted.

The bill passed its second and third readings and was ordered engrossed and sent to the House of Representatives.

S. B. 546, bill to incorporate the town of Autreyville in Sampson County, passed its third reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Paine, Russell, Skinner, Stanford, Walser and White — 30.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 576, S. B. 650, bill to authorize Swain County to issue bonds and levy a special tax, passed its third reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Avery, Bell, Bellamy, Bishop, Bowers, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Skinner, Stanford and White — 29.

The bill was ordered enrolled.

H. B. 631, S. B. 652, bill to amend the charter of the town of Morganton, passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Skinner, Stanford, Walser and White—32

S. B. 580, bill to authorize the Wilmington, Onslow and East Carolina Railroad Company to change its name, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 732, S. B. 598, bill to incorporate a bank at New Wilkesboro, on its second reading.

Mr. White moved to amend:

Strike out in the title and in sections 1, 8 and 14, or wherever there may appear, the words "New Wilkesboro" and insert in lieu thereof the words "North Wilkesboro."

Adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 584, bill to amend sections 3119 and 3120 of *The Code*, in regard to master and servant, on its second reading.

The bill failed to pass its second reading.

Mr. Gilman moved to reconsider the vote by which the bill failed to pass its second reading, and moved to lay the motion to reconsider on the table. The latter motion was lost. The motion to reconsider was lost.

S. B. 708, bill to incorporate the United Mining and Manufacturing Company, on its second reading.

On motion of Mr. Russell, the bill was referred to the Committee on Corporations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bills and resolutions, which were read the first time and disposed of as follows:

H. B. 468, S. B. 806, bill for the protection of birds in certain counties. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 415, S. B. 807, bill to amend section 2812 of *The Code*, as to fees. Referred to the Committee on Judiciary.

H. B. 429, S. B. 808, bill to amend section 1016 of *The Code*, in relation to embezzlement. Referred to the Committee on Judiciary.

H. B. 491, S. B. 809, bill to provide for the payment of interest on the bonds of Hotel Township in Surry County, N. C. Referred to the Committee on Finance.

H. B. 402, S. B. 810, bill to provide for the payment of interest on the bonds of Mount Airy Township, Surry County. Referred to the Committee on Finance.

H. B. 496, S. B. 811, bill to incorporate the town of Hobgood in Halifax County. Referred to the Committee on Corporations.

H. B. 519, S. B. 812, bill to incorporate the Mount Airy Light and Power Company. Referred to the Committee on Corporations.

H. B. 552, S. B. 813, bill to incorporate Golden Star Lodge, No. 1680, Grand United Order of Odd Fellows. Referred to the Committee on Corporations.

H. B. 691, S. B. 814, bill to authorize the Treasurer of Surry County to pay school claim. Referred to the Committee on Education.

H. B. 704, S. B. 815, bill to amend section 2799 of *The Code*, in relation to lawful fences. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 34, S. B. 816, bill to incorporate the Carolina, Granville and Northern Railroad Company. Referred to the Committee on Corporations.

H. B. 773, S. B. 817, bill to incorporate the town of Kenilworth in Buncombe County. Referred to the Committee on Corporations.

H. B. 838, S. B. 818, bill to amend the charter of the city of Asheville. Referred to the Committee on Corporations.

H. R. 580, S. R. 819, resolution of instruction to the State Librarian. Placed on the Calendar.

H. R. 581, S. R. 820, resolution in reference to binding for the State Library. Referred to the Committee on Library.

H. B. 709, S. B. 821, bill to amend sections 2831, 2832 and 2834 of *The Code* of North Carolina, so as to exempt Montgomery County from its operations. Referred to the Committee on Judiciary.

H. R. 987, S. R. 829, resolution to pay M. E. Carter and others as members of committee appointed at session of 1889. Placed on the Calendar.

H. B. 643, S. B. 830, bill to amend chapter 67, Laws of 1887, in relation to contracts made by railroads and other corporations. Referred to the Committee on Judiciary.

H. B. 649, S. B. 831, bill to prevent the sale of spirituous liquors in Gaston County. Referred to the Committee on Propositions and Grievances.

H. B. 575, S. B. 832, bill to amend the charter of the town of Bryson City, Swain County. Referred to the Committee on Corporations.

H. B. 606, S. B. 833, bill to amend the charter of the Cabarrus and Stanly Railroad Company. Referred to the Committee on Corporations.

Also, a message transmitting without engrossment House bills, which were read the first time and disposed of as follows:

H. B. 656, S. B. 822, bill to incorporate the town of Hazel in the county of Buncombe. Referred to the Committee on Corporations.

H. B. 852, S. B. 823, bill to incorporate American Home Mineral and Land Company. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 939, S. B. 824, bill to authorize the Commissioners of Cherokee County to issue bonds. Referred to the Committee on Finance.

H. B. 578, S. B. 825, bill to incorporate the Cullowhee High School, Jackson County. Referred to the Committee on Corporations.

H. B. 775, S. B. 826, bill to incorporate the Biltmore and Asheville Street Railway. Referred to the Committee on Corporations.

H. B. 740, S. B. 827, bill to incorporate Seven Springs Mineral Water and Improvement Company. Referred to the Committee on Corporations.

H. B. 503, S. B. 828, bill to incorporate the Fayetteville Land and Improvement Company. Referred to the Committee on Corporations

Also, a message announcing the refusal of that honorable body to concur in Senate amendment to H. B. 249, S. B. 450, bill to incorporate the town of Glenville in Jackson County, asking a committee of conference thereon, and that the honorable Speaker had appointed as conferees on the part of the House, Messrs. Ray, Gower, Biddix, Zachary and Bryan of Wilkes.

The Senate concurred in the proposition for a committee of conference, and the President appointed as conferees on the part of the Senate, Messrs. Bell, Durham and Parker.

Also, a message announcing the refusal of that honorable body to concur in Senate amendments to H. B. 330, S. B 500, bill to fund the debt of Onslow County and levy a special tax to pay the same, asking a committee of conference thereon, and that the honorable Speaker had appointed as conferees on the part of the House, Messrs. Franck, Holman, Coffield, Wood and Hudson.

The Senate concurred in the proposition for a committee of conference, and the President appointed as conferees on the part of the Senate, Messrs. Greene of Harnett, Gilman and Reid.

On motion of Mr. Aycock, the Senate adjourned until Monday morning at 10 o'clock.

FORTY-FIRST DAY.

SENATE CHAMBER, February 23, 1891.

The Senate met pursuant to adjournment, Mr. King in the chair.

Prayer by Rev. Mr. Hall, of the city.

The Journal of Saturday was approved.

Mr. Walser announced that he was unavoidably absent the day that S. B. 3, bill to amend *The Code*, in relation to interest, was voted on, had he been present he would have voted against amendments exempting counties from the operations of the bill, and would have voted for the bill without amendment.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. McLarty, petition to incorporate Marion M. E. Church, and Banks' Chapel Presbyterian Church in Union County. Referred to the Committee on Propositions and Grievances.

By Mr. Hobson, petition for a new township in the county of Rowan. Referred to the Committee on Judiciary.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Corporations:

By Mr. Chesson, S. B. 658, bill to amend chapter 228, Laws of 1885, entitled an act to incorporate the Mount Holly and Denver Railroad Company, recommending it do pass;

S. B. 777, bill to amend chapter 17, Private Laws of 1873–'74, recommending it do pass.

By Mr. Mitchell, S. B. 671, bill to reduce the number of Directors of the Acme Manufacturing Company, recommending it do pass;

H. B. 773, S. B. 817, bill to incorporate the town of Kenilworth in Buncombe County, recommending it do pass.

By Mr. Ardrey, H. B. 775, S. B. 826, bill to incorporate the Biltmore and Asheville Street Railroad Company, recommending it do pass;

H. B. 656, S. B. 822, bill to incorporate the town of Hazel in the county of Buncombe, recommending it do pass:

H. B. 34, S. B. 816, bill to incorporate the Carolina, Greenville and Northern Railroad Company, reporting amendments, and, as amended, recommending it do pass.

By Mr. Allen of Bladen, S. B. 778, bill to amend the charter of the Raleigh Street Railway Company, recommending it do pass.

By Mr. Freeman, H. B. 838, S. B. 818, bill to be entitled an act to amend the charter of the city of Asheville, recommending it do pass.

By Mr. Gilman, S. B. 758, bill to incorporate the town of Jacksonville in Onslow County, reporting amendments, and, as amended, recommending it do pass.

From the Committee on Pensions:

By Mr. Grigsby, S. B. 114, bill to amend the Pension Law of 1889, recommending it do pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Grigsby, H. B. 852, S. B. 823, bill to incorporate American Home Mineral and Land Company, recommending it do pass.

Mr. Bellamy, for the Committee to nominate Trustees for the University, submitted the following report:

To the Senate and House of Representatives of North Carolina:

The Joint Committee appointed by your honorable bodies to select Trustees of the University to fill the place of those going out of office on November 30th, 1891, and to fill certain vacancies caused by resignations, respectfully report: That, to fill the places of those whose terms expire on November 30, 1891, they recommend the following named citizens:

Hon. Kemp P. Battle, of Orange
Hon. Fred. Phillips, of Edgecombe.
W. N. Mebane, Esq., of Rockingham.
J. A. McIver, Esq., of Moore.
R. M. Furman, Esq., of Buncombe.
Fabius H. Busbee, Esq , of Wake.
Benehan Cameron, Esq., of Durham.
John W. Starnes, Esq., of Buncombe.
Marsden Bellamy, Esq., of New Hanover.
John W. Fries, Esq., of Forsyth.
Marion Butler, Esq., of Sampson.
Thomas S. Kenan, Esq., of Wake.
R. L. Beall, Esq., of Caldwell.
G. Samuel Bradshaw, Esq., of Randolph.
A. H. Merritt, Esq., of Chatham.
J. D. Murphy, Esq., of Pitt.
James W. Wilson, Esq., of Burke.
Hon. W. L. Saunders, of Wake.
Hon. Z. B. Vance, of Mecklenburg.
Dr. Richard H. Lewis, of Wake.

To fill the vacancies caused by resignations:

David G. Worth, Esq., of New Hanover, in place of W. H. Chadbourne, Esq., of New Hanover.

W. C. Riddick, Esq., of Halifax, in place of Hon. A. C. Avery, of Burke.

F. S. Spruill, Esq., of Franklin, in place of Hon. J. J. Davis, of Franklin.

B. Cameron, Esq., in place of P. C. Cameron, Esq.

G. S. Bradshaw, Esq., in place of E. H. Davis, Esq.

J. D. Murphy, Esq., in place of H. R. Bryan, Esq.

J. W. Wilson, Esq , in place of W. W. Lenoir, Esq.

W. D. Pruden, Esq., of Chowan, in place of Eugene Grissom, Esq., of Wake.

W. J. Peele, Esq., of Wake, in place of Robert Bingham, Esq., of Alamance.

J. W. Todd, Esq , of Ashe, in place of C. R. Thomas, Esq., of Craven.

Respectfully submitted,

JOHN D. BELLAMY, JR.,
Chairman Senate Branch Committee.

W. W. LONG,
Chairman House Branch Committee.

Placed on the Calendar.

Mr. Russell, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 178, a bill to be entitled an act to amend the Code of Civil Procedure relative to the service of the warrant of attachment;

S. B. 385, a bill to be entitled an act to establish a geological survey;

S. B. 402, a bill to be entitled an act to extend for a period of thirty years an act incorporating the Baltimore and North Carolina Copper and Gold Mining Company;

S. B. 518, a bill to be entitled an act for the relief of H. C. Kearney, Sheriff of Franklin County;

S. B. 519, a bill to be entitled an act to amend chapter 201 of the Laws of 1885;

S. B. 520, a bill to be entitled an act to amend the charter of the town of Sparta in Edgecombe County;

S. B. 526, a bill to be entitled an act to amend chapter 16, section 677 of *The Code*, relative to the shares of incorporated companies;

S. B. 753, a bill to be entitled an act to amend an act entitled an act to declare the Carolina Construction Company a duly incorporated Company and to amend and enlarge its charter;

Senate amendment to H B. 91, S. B. 590, a bill to be entitled an act to incorporate the Farmers Loan and Trust Company;

Senate amendments to H. B. 628, S. B. 597, a bill to be entitled an act to incorporate the town of Hub in the county of Columbus;

S. B. 399, a bill to be entitled an act to incorporate the Brunswick, Western and Southern Railway Company.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Bell, S. B. 834, bill to establish a graded school in District No. 7 in Cherokee County. Referred to the Committee on Education.

By Mr. Avery, S. B. 835, bill to prevent the sale of liquors within two miles of Ray's school-house in Madison County. Placed on the Calendar.

By Mr. Hobson (by request), S. B. 836, bill to create a new township in the county of Rowan. Referred to the Committee on Judiciary.

By Mr. Walser, S. B. 837, bill to require the Joint Committee on Printing to award the State printing to the lowest responsible bidder. Referred to the Committee on Printing.

By Mr. Stanford, S. B 838, bill to change certain sections of *The Code*, in relation to election of Justices of the

Peace and County Commissioners. Referred to the Committee on Judiciary.

By Mr. Grigsby, S. B. 839, bill to incorporate the Asheville, Cranberry and Pulaski City Railroad Company. Referred to the Committee on Corporations.

By Mr. Bellamy, S. B. 840, bill to amend and define the law of embezzlement. Referred to the Committee on Judiciary.

By Mr. Lucas, S. B. 841, bill to provide for certain expenses of the Judiciary. Placed on the Calendar.

By Mr Bowers, S. B. 842, bill to confirm and amend the corporation and organization of the Panacea Springs and Hotel Company. Referred to the Committee on Corporations.

By Mr. Parker, S. B. 843, bill to amend section 11, chapter 85, Laws of 1885, in relation to the Chesapeake, Norfolk and Carolina Railroad Company. Referred to the Committee on Corporations.

By Mr. Durham, S. B. 844, bill to amend section 3672 of *The Code*, relative to disturbing divine worship. Referred to the Committee on Judiciary.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 631, S. B. 652, bill to amend the charter of the town of Morganton, passed its third reading, ayes 34, noes -- , as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Chesson, Courts, Davis of Haywood, Durham, Freeman, Gilman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Rose Russell, Skinner, Stanford, Turner, Walser and White — 34.

The bill was ordered enrolled.

S. B. 657, bill to authorize the city of New Bern to issue bonds for public improvement, and to levy a special tax and for other purposes, passed its third reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Chesson, Courts, Davis of Haywood, Durham, Freeman, Gilman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Rose, Russell, Skinner, Stanford, Turner, Walser and White — 34.

The bill was ordered sent to the House of Representatives without engrossment.

S. B. 97, bill to incorporate the Hot Springs, Webster and Savannah Railroad Company, on its second reading.

The amendments reported by the Committee on Internal Improvements were adopted.

The bill passed its second reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Chesson, Courts, Davis of Haywood, Freeman, Gilman, Greene of of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine Reid, Rose, Russell, Skinner, Stanford, Walser and White — 33.

S. B. 267, bill to incorporate the Western North Carolina River Improvement Company, was,

On motion of Mr. Reid, laid on the table.

S. B. 177, bill to provide passenger transportation for the officers of the State over the various railroads of this State, on its second reading.

Mr. Courts moved to amend:

Insert "all farmers."

Lost.

Mr. Walser moved to amend:

Insert "the President and Secretary of the State Farmers' Alliance."

Lost.

Mr. Aycock moved to amend:

Strike out the words "and all the members of both Houses of the General Assembly."

Pending consideration,

On motion of Mr. Turner, the bill was passed over informally.

S. B. 563, bill to incorporate the Rocky Point and Pender Phosphate and Improvement Company of North Carolina, passed its second and third readings and was ordered sent to the house of Representatives without engrossment.

H. B. 574, S. B. 651, bill to authorize a change in the corporate name of Blackwell's Durham Co-operative Tobacco Company, passed its second and third readings and was ordered enrolled.

S. B. 327, bill to amend chapter 302, Laws of 1889, so as to include claims under the protection of the Oyster Law, on its second reading.

The amendment reported by the Committee on Fish and Fisheries was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 337, bill to authorize the city of Wilmington to establish sewers and for other purposes, on its second reading.

The amendment reported by the Committee on Internal Improvements was adopted.

Mr. Bellamy moved to amend:

Strike out all after word "ballots" in line 13 of section 9 down to and including the word "bonds" in line 14, and

insert in lieu thereof the words "each separately 'bonds for sewerage' and 'bonds for street improvements,' and those opposing on printed or written ballots 'no bonds for sewerage,' and 'no bonds for street improvements,' separate ballot boxes being provided for each of the four ballots, and the returns of each being kept separate."

Amend further, by adding at the end of section 13 the following: "Should the result of said election be in favor of issuing 'bonds for street improvements' alone, then bonds shall be issued and used exclusively therefor to an amount not exceeding one hundred thousand dollars. Should said result be in favor of issuing 'bonds for sewerage' alone, then bonds shall be issued and used exclusively therefor to an amount not exceeding one hundred thousand dollars."

Adopted.

The bill passed its second reading, ayes 34, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Gilman, Greene of Wake, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner, Walser and White — 34.

H. B. 987, S. B. 829, bill to pay M. E. Carter and others as members of committee appointed at session of 1889, on its second reading.

Mr. Freeman demanded the previous question and was sustained.

The bill failed to pass its second reading, ayes 4, noes 30, as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Avery, Bellamy and King — 4.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Atwater, Bell, Bowers, Bryan, Chesson, Courts, Davis of

Haywood, Durham, Freeman, Gilman, Grigsby, Hobson, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner, Walser, White and Williams — 30.

S. B. 362, bill in relation to the public schools in the town of Shelby, and providing for the levying of a tax to support the same, passed its second reading, ayes 37, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Chesson, Courts, Davis of Haywood, Durham, Freeman, Gilman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner, White and Williams — 37.

S. B. 717, bill to amend section 3836 of *The Code*, on its second reading.

Mr. White moved the bill be referred to the Committee on Finance. Lost.

The bill passed its second reading.

On motion of Mr. Bell, the rules were suspended and the bill was put upon its third reading.

On motion of Mr. Gilman, the bill was referred to the Committee on Judiciary.

S. B. 345, bill in relation to Hertford County, on its second reading.

The amendment reported by the Committee on Propositions and Grievances was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 351, bill to amend the charter of the Winston-Salem Land and Investment Company and to enlarge its powers, on its second reading.

The substitute reported by the Committee on Corporations was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 406, bill for the relief of Dr. Lewis H. Reed of Martin County, N. C., was, on motion of Mr. Lucas, laid on the table.

S. B. 157, bill to incorporate the Harper Fabric Company, on its third reading.

The pending amendment offered by Mr. White was adopted.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 462, bill to extend the provisions of section 1980 of *The Code* for the Washington and Kinston Railway Company, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 475, bill to incorporate the Notla Lodge, No. 312, of Freemasons, on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 532, S B. 510, bill to include Buncombe County under the stock law, except Black Mountain Township, passed its second reading, ayes 27, noes 1, as follows:

Those voting the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Bellamy, Bowers, Chesson, Culbreth, Durham, Freeman, Gilman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner and Walser — 27.

Voting in the negative:

Mr. Aycock — 1.

H. B. 776, S. B. 771, bill to repeal the charter of the Buncombe Turnpike Company, passed its second reading, ayes 27, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Chesson, Culbreth, Freeman, Gilman, Greene of Wake, Grigsby, Hobson, King, Lucas, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell and White — 27.

S. B. 479, bill supplemental to an act passed at this session of the General Assembly entitled an act to allow cider and wine to be sold in the counties of Tyrrell and Washington, passed its second and third readings, and was ordered engrossed and sent to the House of Representatives.

S. B. 486, bill to extend the time for the registration of dentists in North Carolina.

By consent, Mr. Avery withdrew the bill.

S. B. 539, bill to amend section 2916 of chapter 24 of *The Code*, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 540, bill to amend *The Code*, chapter 41, sections 1789 and 1791, on its second reading.

By consent, Mr. Bellamy withdrew the bill.

S. B. 541, bill to amend chapter 21, Private Laws of 1887, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 542, bill to enable the Wilmington Light Infantry to issue bonds to build an armory, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 545, bill to protect deer, passed its second reading.

S. B. 547, bill to amend chapter 180, Laws of 1885, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 841, bill to provide for certain expenses of the judiciary, failed to pass its second reading.

S. B. 551, bill to incorporate the Building and Loan Company of Greensboro, N. C., on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 552, bill to amend an act to amend chapter 144, Laws of 1883, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 553, bill to amend chapter 220, Laws of 1889, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 554, bill to amend chapter 224, Laws of 1887, was,

On motion of Mr. Bell, laid on the table.

H. B. 838, S. B. 818, bill to amend the charter of the city of Asheville, passed its second reading, ayes 31, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Chesson, Courts, Culbreth, Durham, Gilman, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner, Walser and White — 31.

S. B. 758, bill to incorporate the town of Jacksonville in Onslow County, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second reading, ayes 33, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Gilman, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner, Walser, White and Williams — 33.

S. B. 559, bill to repeal chapter 224, Laws of 1887, in relation to Pinion Detective Agents carrying concealed weapons, was,

On motion of Mr. Avery, laid on the table.

S. B. 562, bill to incorporate Goldsboro Lodge, No. 139, of the Benevolent and Protective Order of Elks, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 564, bill to amend section 2824 of *The Code*, in regard to the stock law, on its second reading.

By consent, Mr. McLean withdrew the bill.

S. B. 565, bill to incorporate the Lumber River Industrial and Live Stock Association in Robeson County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 610, bill to incorporate the Winston Trust Company, on its second reading.

On motion of Mr. Avery, the bill was recommitted to the Committee on Corporations.

S. B. 737, bill to confirm the incorporation and organization of the Egypt Railway Company, passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. B. 566, bill to establish Saddletree Township in Robeson County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

Mr. Freeman moved that when the Senate adjourn to-day it do so to meet at 8 o'clock P. M. The motion was adopted.

THE CALENDAR

was resumed.

S. B. 568, bill for the relief of Clerks of the Superior Courts, on its second reading.

The bill passed its second reading.

On motion of Mr. Bell, the rules were suspended and the bill was put upon its third reading.

Mr. Atwater moved to amend:

"The provisions of this act shall not apply to the counties of Chatham and Gates."

Adopted.

Mr. Bellamy moved to amend:

Strike out "two" in line 6, section 1, and insert in lieu thereof the word "one."

Adopted.

Mr. Gilman moved the bill be laid on the table. Lost.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting without engrossment, H. B. 522, S. B. 845, bill to amend chapter 341, Laws of 1889, in relation to criminal statistics, which was read the first time and referred to the Committee on Judiciary.

Also, a message transmitting engrossed House bills and resolutions, which were read the first time and disposed of as follows:

H. B. 494, S. B. 846, bill to authorize the Commissioners of Brunswick County to levy a special tax. Referred to the Committee on Finance.

H. B. 495, S. B. 847, bill to charter the Hamburgh Normal High School in Jackson County. Referred to the Committee on Education.

H. B. 521, S. B. 848, bill to exempt from mortgage sale property to the amount of twenty-five dollars in value. Referred to the Committee on Finance.

H. B. 541, S. B. 849, bill to extend the corporate limits of the town of Grafton, Pitt County. Referred to the Committee on Corporations.

H. B. 547, S. B. 850, bill to amend section 3749 of *The Code*, in relation to fees of notaries public. Referred to the Committee on Judiciary.

H. B. 548, S. B. 851, bill to amend chapter 239, Laws of 1887. Referred to the Committee on Judiciary.

H. B. 637, S. B. 852, bill to incorporate the Phœnix Hose Reel Company of Wilmington, N. C.

H. B. 648, S. B. 853, bill to establish a graded school for the town of Concord. Referred to the Committee on Education.

H. B. 650, S. B. 854, bill to authorize and empower the Board of County Commissioners of Anson County to issue bonds to complete and repair court-house and repair the jail. Referred to the Committee on Propositions and Grievances.

H. B 651, S. B. 855, bill to authorize the Commissioners of Yancey County to levy a special tax. Referred to the Committee on Finance.

H. B. 654, S. B. 856, bill to enable the Commissioners of Cleveland County to build a jail and for other purposes. Referred to the Committee on Finance.

H. B. 655, S. B. 857, bill to amend the charter of the Asheville, Atlanta and Baltimore Railway Company. Referred to the Committee on Corporations.

H. B. 688, S. B. 858, bill to incorporate the Farmers' Alliance Exchange in Chatham County. Referred to the Committee on Agriculture.

H. B. 710, S. B. 859, bill to incorporate the bank of Pee Dee. Referred to the Committee on Banks and Currency.

H. B. 729, S. B. 860, bill to amend section 1750 of *The Code*. Referred to the Committee on Judiciary.

H. B. 731, S. B. 861, bill to revise and amend the public road leading from New Wilkesboro to mouth of Wilson creek, Virginia. Referred to the Committee on Judiciary.

H. B. 736, S. B. 862, bill to authorize the Commissioners of Graham County to perfect the public records of said county. Referred to the Committee on Judiciary.

H. B. 738, S. B. 863, bill to locate the State line between Graham County, N. C, and the State of Tennessee. Referred to the Committee on Propositions and Grievances.

H. B. 767, S. B. 864, bill to regulate the fence and stock law in Brunswick County. Referred to the Committee on Propositions and Grievances.

H B. 716, S. B. 865, bill to repeal section 3, chapter 204, Laws of 1879. Referred to the Committee on Judiciary.

H. B. 726, S. B. 866, bill to amend the charter of the town of Washington, N. C Referred to the Committee on Corporations.

H. B. 726, S. B. 867, bill to allow compensation to the Sheriff of Mecklenburg County. Referred to the Committee on Finance.

H. B. 764, S. B. 868, bill to prevent obstructions being placed in Town Creek, Edgecombe County. Referred to the Committee on Fish and Fisheries.

H. B. 942, S. B. 869, bill to reduce the official bond of the Register of Deeds of Davie County. Referred to the Committee on Finance.

H. R. 1046, S. R. 870, resolution of instruction to the Committee on Senatorial Districts. Placed on the Calendar.

H. B. 696, S. B. 871, bill to regulate the pay of jurors for the counties of Anson and Marion. Referred to the Committee on Finance.

Mr. Williams introduced the following:

Resolved, that the Keeper of the Capitol be and is hereby instructed to hoist the Stars and Stripes over the Capitol.

Placed on the Calendar.

Mr. Walser moved that the Senate do now adjourn as a mark of respect to the memory of George Washington, which was adopted, and the Senate adjourned to meet at 8 o'clock P. M.

EVENING SESSION.

February 23, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Mr. Turner offered the following, which was adopted:

Resolved by the Senate, that at all meetings of the Senate, after the morning sessions of any one day, that the President confine the action of the Senate to the consideration of the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 490, S. B. 677, bill to amend the charter of the Durham Water Company, passed its second and third readings and was ordered enrolled.

H. B. 771, S. B. 599, bill to incorporate the Burgwyn Brothers Tobacco Company, on its second reading.

The amendment reported by the Committee on Agriculture, Mechanics and Mining was adopted.

The bill passed its second and third readings, the Senate amendments were ordered engrossed and sent to the House of Representatives.

S. B. 586, bill to amend chapter 18, Private Laws of 1881, entitled an act to incorporate the town of Norwood, Stanly County, passed its second reading, ayes 26, noes --, as follows:

Those voting in the negative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Avery, Aycock, Bell, Bowers, Bull, Chesson, Durham, Galloway, Gilman, Greene of Wake, Grigsby, Hobson, King, Mitchell, Morgan, Paine, Parker, Russell, Skinner, Turner, Twitty, White and Williams — 26.

S. B. 585, bill to incorporate the Little Bluff, Raemont and Maxton Railroad Company, passed its second and third readings, was ordered sent to the House of Representatives without engrossment.

S. B. 578, bill to authorize the town of Durham to issue school bonds, passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bowers, Bull, Butler, Chesson, Courts, Davis of Haywood, Durham, Galloway, Gilman, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Russell, Skinner, Turner, Twitty and White — 32.

S. B. 576, bill to incorporate Fidelity Lodge, No. 83, Independent Order of Odd Fellows, in Camden County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 569, bill to allow Justices of the Peace to take acknowledgment of deeds in certain cases and to validate in certain cases heretofore taken by them, was,

On motion of Mr. Paine, laid on the table.

S. B. 601, bill to authorize trustees, under chapter 51, Laws of 1868–'9, to sell lands therein mentioned and re-invest the proceeds, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 603, bill to amend the charter of Jonesboro, Moore County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 604, bill to amend the charter of the Maxton Building and Loan Association, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 381, bill to amend chapter 410, Laws of 1887, entitled an act supplemental to chapter 308, Laws of 1885, entitled

an act to establish and maintain an industrial school, on its third reading.

Mr. Bell moved to amend:

Strike out the words "fifteen thousand" and insert "seven thousand five hundred."

Mr. Parker moved to amend the amendment:

Strike out the words "seven thousand five hundred" and insert in lieu thereof "ten thousand."

On the adoption of these amendments, and the passage of the bill,

Mr. Davis of Haywood demanded the ayes and noes, which were ordered.

Mr. Parker's amendment was lost, ayes 8, noes 27, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Avery, Bowers, Hobson, King, Lucas, Parker and Reid — 8.

Those voting in the negative were:

Messrs. Alston, Ardrey, Atwater, Bell, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Wake, Grigsby, McLean, Mitchell, Morgan, Paine, Rose, Russell, Skinner, Speight, Turner, Twitty, White and Williams — 27.

The amendment offered by Mr. Bell was lost, ayes 10, noes 27, as follows:

Those voting in the affirmative were:

Messrs. Avery, Bell, Bowers, King, Lucas, Paine, Parker, Reid, Rose and Twitty — 10.

Those voting in the negative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Aycock, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake,

Grigsby, Hobson, McLean, Mitchell, Morgan, Russell, Speight, Stanford, Turner, Walser and Williams — 27.

On this amendment Mr. Aycock announced himself paired with Mr. Bellamy, who, if present, would vote against the amendment while he would vote for it.

The bill passed its third reading, ayes 25, noes 13, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bull, Butler, Courts, Culbreth, Durham, Freeman, Galloway, Gilman, Greene of Wake, Grigsby, Hobson, McLean, Mitchell, Morgan, Russell, Speight, Stanford, Walser and Williams — 25.

Those voting in the negative were:

Messrs. Bell, Bowers, Chesson, Davis of Haywood, King, Lucas, Paine, Parker, Reid, Rose, Turner, Twitty and White — 13.

The bill was ordered engrossed and sent to the House of Representatives.

On motion of Mr. Ardrey, the Senate adjourned until to-morrow morning at 10 o'clock.

FORTY-SECOND DAY.

SENATE CHAMBER, February 23, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

The Journal of yesterday was approved.

Mr. Twitty offered the following resolution, which was adopted:

"*Resolved*, that no Senator be permitted to speak more than five minutes on any subject at one time and not more than twice on the same subject. And the President be and is

hereby requested to enforce this rule without waiting for the point of order to be made."

Mr. Bellamy announced that he was unavoidably absent from the evening session of the Senate on yesterday when S. B. 381, bill concerning the Industrial and Mechanical College was voted on. Had he been present he would have voted for the bill.

Mr. Gilman announced the presence in the Chamber of ex-Senator Thompson of Onslow County, and moved he be invited to a seat on the floor of the Senate. The motion prevailed, and Mr. Gilman was requested to escort Mr. Thompson to a seat.

Leave of absence was granted Messrs Reynolds, Gilman and Rose.

REPORTS FROM COMMITTEES

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Parker, S. B. 558, bill to incorporate the various churches in the State not heretofore incorporated, recommending it do not pass.

By Mr. Aycock, S. B. 611, bill for the relief of Alexander County, reporting it without recommendation;

S. B. 118, bill to repeal chapter 256, Laws of 1889, recommending it do not pass.

By Mr. White, S. B. 748, bill to prevent stock from running at large in certain months in a portion of Rutherford County, recommending it do pass;

H. B. 384, S. B. 768, bill to protect fish in certain streams in Mitchell, Watauga and Caldwell Counties, recommending it do pass.

By Mr. Twitty, S. B. 548, bill to lay off and establish a new county by the name of Bill Saunders, recommending it do pass;

H. B. 462, S. B. 770, bill to provide for working the public roads in the several townships of Anson County, recommending it do pass;

S. B. 784, bill to create a new township in Johnson County to be named Banner, recommending it do pass.

By Mr. Allen of Bladen, S. B. 756, bill to prohibit the sale of all intoxicating liquors in the town of Whiteville, recommending it do not pass;

H. B. 108, S. B. 446, bill to prohibit the sale of liquor in the town of Burgaw, reporting an amendment, and, as amended recommending it do pass.

From the Committee on Education:

By Mr. Bell, H. B. 644, S. B. 744, bill to authorize the Trustees of the Goldsboro Graded School to pay for their school building, recommending it do pass;

S. B. 747, bill to increase the public school fund, recommending it do pass;

H. B. 620, S. B. 735, bill to incorporate the Waynesville Library Association at Waynesville in the county of Haywood, recommending it do pass.

By Mr. Ardrey, H. B. 202, S B. 729, bill to authorize the Treasurer of Gaston County to pay school claim, recommending it do pass;

S. B. 781, bill relative to the public school in the city of Statesville, recommending it do pass.

By Mr Freeman, S. B. 834, bill to establish a graded school in District No. 7, Cherokee County, recommending it do pass;

H. B. 438, S. B. 730, bill to amend the School Law of 1889, recommending it do pass.

By Mr. Alston, S. B. 278, bill to amend chapter 254, Laws of 1889, relative to public school for the town of Littleton, reporting a substitute, and recommending the substitute do pass.

By Mr. Walser, H. B. 691, S. B. 814, bill to authorize the Treasurer of Surry County to pay a school claim, recommending it do pass;

S. B. 102, bill to apportion the public school fund among the school population of the State, reporting an amendment, and, as amended, recommending it do pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Greene of Wake, H. B. 704, S. B. 815, bill to amend section 2799 of *The Code* in relation to lawful fences, recommending it do pass;

S. B. 798, bill to amend chapter 115, Laws of 1885, concerning stock law for Goldsboro Township, recommending it do pass.

By Mr. Grigsby, H. B. 468, S. B. 806, bill for the protection of birds in certain counties, reporting it without recommendation;

S. B. 795, bill in regard to sale of agricultural products, recommending it do pass;

H. B. 355, S. B. 732, bill to amend chapter 361, Laws of 1889, in regard to public roads, recommending it do pass;

H. B. 434, S. B. 769, bill for the relief of the North Carolina Industrial Association, reporting an amendment, and, as amended, recommending it do pass.

By Mr. McLean, S. B. 804, bill to protect the cultivated lands within the stock-law territory, recommending it do not pass;

S. B. 757, bill to elect tobacco weighers by the people, recommending it do not pass;

S. B. 801, bill for the better protection of fish in the streams of Durham and Orange Counties, recommending it do pass;

S. B. 785, bill to amend chapter 503, Laws of 1889, relating to road law in certain counties, recommending it do pass.

From the Committee on Corporations:

By Mr. Mitchell, H. B. 362, S. B. 682, bill to amend the charter of the town of Hot Springs, recommending it do pass;

S. B. 783, bill to incorporate Monroe High School in Union County, recommending it do pass;

H. B. 356, S. B. 733, bill to incorporate the town of Jonesville in Yadkin County, recommending it do pass.

S. B. 782, bill to incorporate the Iredell Land and Construction Company, recommending it do pass;

H. B. 337, S. B. 686, bill to incorporate the Faison Cemetery Association, recommending it do pass;

S. B. 789, bill to amend the charter of the C. M. Stedman Bucket Company of Wilmington, N. C., recommending it do pass.

By Mr. Aycock, H. B. 904, S. B. 772, bill to incorporate the Scottish Brown-stone Company, recommending it do pass.

By Mr. Ardrey, H. B. 701, S. B. 698, bill to amend the charter of the town of Stanton, Beaufort County, recommending it do pass;

H. B. 575, S. B. 832, bill to amend the charter of the town of Bryson City in Swain County, recommending it do pass;

H. B. 552, S. B. 813, bill to incorporate Golden Star Lodge, No. 1680, Grand United Order of Odd Fellows, recommending it do pass;

H. B. 496, S. B. 811, bill to incorporate the town of Hobgood in Halifax County, recommending it do pass.

From the Committee on Corporations:

By Mr. Turner, S. B. 802, bill to amend the charter of the town of Thomasville, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Stanford, H. B. 632, S. B. 688, bill to amend the charter of the town of Gaston in Gaston County, recommending it do pass;

H. B. 578, S. B. 825, bill to incorporate the Cullowhee High School, Jackson County, recommending it do pass.

H. B. 633, S. B. 728, bill to incorporate Mountain Island in Gaston County, recommending it do pass;

By Mr. Bellamy, S. B. 708, bill to incorporate the United Mining and Manufacturing Company, recommending it do pass;

S. B. 780, bill to amend the charter of the Statesville Air-Line Railroad Company, reporting amendments, and, as amended, recommending it do pass;

S. B. 273, bill to incorporate the Shelby Improvement Company, reporting amendments, and, as amended, recommending it do pass;

S. B. 516, bill to amend chapter 219, Private Laws of 1889, being an act to amend the charter of the city of Greensboro, reporting an amendment, and, as amended, recommending it do pass.

By Mr. Allen of Bladen, H. B. 740, S. B. 827, bill to incorporate the Seven Springs Mineral Water and Improvement Company, recommending it do pass;

H. B. 653, S. B. 697, bill to repeal chapter 54, Private Laws of 1885, which incorporated the town of Margarettsville in Northampton County, recommending it do pass.

By Mr. Bellamy, S. B. 610, bill to incorporate the Winston Trust Company, recommending it do not pass.

From the Committee on Finance:

By Mr. Morgan, S. B. 739, bill to authorize the Commissioners of Wilkes County to levy a special tax, recommending it do pass.

By Mr. McLean, H. B. 492, S. B. 810, bill to provide for the payment of interest on the bonds of Mount Airy Township, recommending it do pass.

By Mr. Paine, H. B. 651, S. B. 855, bill to authorize the Commissioners of Yancey County to levy a special tax, recommending it do pass.

By Mr. Courts, H. B. 942, S. B. 869, bill to reduce the official bond of Register of Deeds of Dare County, recommending it do pass.

By Mr. McLarty, H. B. 726, S. B. 867, bill to allow compensation to the Sheriff of Mecklenburg County, recommending it do pass.

By Mr. Hobson, H. B. 696, S. B. 871, bill to regulate the pay of jurors for the counties of Anson and Union, recommending it do pass.

By Mr. Stanford, H. B. 626, S. B. 721, bill to authorize the Commissioners of Duplin County to levy a special tax, recommending it do pass.

From the Committee on Fish and Fisheries:

S. B. 476, bill to prevent seining, trapping and netting fish in Great Swamp and Nahunta Swamp in Wayne County, recommending it do pass.

Mr. Bell, of Committee of Conference between the two Houses on Senate amendment to

H. B. 249, S. B. 450, bill to incorporate the town of Glenville in Jackson County, submitted a report, which was adopted, and the bill, with amendment, ordered transmitted to the House of Representatives for concurrence.

Mr. Reid, of Committee of Conference between the two Houses on Senate amendments to

H. B. 330, S. B. 500, bill to fund the debt of Onslow County, and to levy a special tax to pay the same, submitted a report thereon, which was adopted, and the bill was ordered enrolled.

Mr. Avery, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 342, a bill to be entitled an act in regard to insurance companies;

S. B. 417, a bill to be entitled an act for the benefit of the Fayetteville Independent Light Infantry Company;

S. B. 514, a bill to be entitled an act to authorize and empower the Commissioners of the town of Monroe, N. C., to levy an additional tax and for other purposes;

S. B. 517, a bill to be entitled an act to authorize the Commissioners of Franklin County to levy a special tax;

S. B. 580, a bill to be entitled an act to authorize the Wilmington, Onslow and East Carolina Railroad Company to change its name;

S. B. 742, a bill to be entitled an act to amend the charter of the town of Smithfield;

Senate amendments to H B. 732, S. B. 598, a bill to be entitled an act to incorporate the Bank of New Wilkesboro;

Senate amendment to H. B. 680, S. B. 703, a bill to be entitled an act to incorporate the Valle Crucis, Shawncehaw and Elk Park Turnpike Company;

S. B. 481, a bill to be entitled an act to incorporate the Cabarrus and Union Railroad Company;

S. B. 546, a bill to be entitled an act to incorporate the town of Autryville in Sampson County.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Russell, S. B. 872, bill to incorporate the Parrish Warehouse Bank. Referred to the Committee on Banks and Currency.

By Mr. Durham, S. B. 873, bill to prevent the sale of intoxicating liquors in School District No. 32, in Cleveland County. Referred to the Committee on Propositions and Grievances.

By Mr. Ardrey, S. B. 874, bill to pay expenses of the Supreme and Superior Court Judges. Referred to the Committee on Judiciary.

S. B. 875, bill to amend chapter 57, Vol. II of *The Code*, and for other purposes. Referred to the Committee on Judiciary.

By Mr. Twitty, S. B. 876, bill to improve the method of laying out and grading new roads in Rutherford County. Placed on the Calendar.

By Mr. Chesson, S. B. 877, bill for the relief of J. B. Chesson, ex-Sheriff of Washington County. Referred to the Committee on Finance.

By Mr. Bellamy (by request), S. B. 878, bill to permit the Commissioners of New Hanover County to exempt certain foremen of factories and machine shop from jury duty. Referred to the Committee on Judiciary.

By Mr. Chesson, S. B. 879, bill to regulate fishing in Lake Scuppernong. Referred to the Committee on Fish and Fisheries.

By Mr. Grigsby, S. B. 880, bill to pay the engineer of the Capitol and Supreme Court buildings. Referred to the Committee on Finance.

By Mr. Butler, S. R. 881, resolution increasing the duties of Judges and Solicitors. Placed on the Calendar.

S. B. 882, bill to amend section 892 of *The Code*, relating to the jurisdiction of Justices of the Peace. Referred to the Committee on Judiciary.

By Mr. Morgan, S. R. 883, resolution to pay the traveling expenses of the Committee on Education while visiting the State University. Placed on the Calendar.

By Mr. Russell, S. B. 884, bill to incorporate the town of North Durham. Referred to the Committee on Corporations.

By Mr. Galloway, S. B. 885, bill regulating the sale of spirits, wines and cider in the county of Greene. Placed on the Calendar.

By Mr. Greene of Wake (by request), S. B. 886, bill to repeal chapter 80, Laws of 1885, in regard to tax-collectors. Referred to the Committee on Judiciary.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 758, bill to incorporate the town of Jacksonville in Onslow County, passed its third reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Butler, Courts, Culbreth, Davis

of Franklin, Davis of Haywood, Durham, Galloway, Gilman, Greene of Wake, Hobson, King, Lucas, McLarty, Mitchell, Paine, Parker, Reid, Rose, Skinner, Speight, Stanford, Turner, Twitty and White — 33.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 532, S. B. 510, bill to include Buncombe County under the stock law, except Black Mountain Township, passed its third reading, ayes 25, noes 4, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Avery, Bellamy, Bryan, Butler, Culbreth, Davis of Haywood, Durham, Greene of Wake, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Skinner, Speight, Turner, Twitty and White — 25.

Those voting in the negative were:

Messrs. Aycock, Bowers, Galloway and Parker — 4.

The bill was ordered enrolled.

S. B. 578, bill to authorize the town of Durham to issue school bonds, passed its third reading, ayes 39, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Galloway, Gilman, Greene of Wake, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Speight, Stanford, Turner, Twitty, White, Wilcox and Williams — 39.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 586, bill to amend chapter 18, Private Laws of 1881, entitled an act to incorporate the town of Norwood, Stanly County, extending its corporate limits, etc., passed its third reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Bell, Bowers, Bryan, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Durham, Galloway, Gilman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Paine, Parker, Reid, Rose, Russell, Skinner, Speight, Stanford, Turner, Twitty, White and Williams — 35.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 776, S. B. 771, bill to repeal the charter of the Buncombe Turnpike Company, passed its third reading, ayes 38, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Galloway, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Speight, Stanford, Turner, Twitty and White — 38.

The bill was ordered enrolled.

S. B. 97, bill to incorporate the Hot Springs, Webster and Savannah Railroad Company, passed its third reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Wake, Grigsby, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Speight, Stanford, Twitty, White and Williams — 36.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 103, S. B. 446, bill to prohibit the sale of liquor in the town of Burgaw, passed its third reading and was ordered enrolled.

S. B. 545, bill to protect deer, passed its third reading, was ordered engrossed and sent to the House of Representatives.

S B. 337, bill to authorize the city of Wilmington to establish sewers and for other purposes, passed its third reading, ayes 38, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Freeman, Galloway, Gilman, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Rose, Russell, Skinner, Speight, Stanford, Turner, Twitty, Walser and White — 38.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 362, bill in relation to the public schools in the town of Shelby, and providing for the levying of a tax to support the same, passed its third reading, ayes 36, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Speight, Stanford, Turner, Twitty, White and Williams — 36.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 838, S B. 818, bill to amend the charter of the City of Asheville, passed its third reading, ayes 32, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bowers, Bull, Chesson, Courts, Culbreth, Freeman, Galloway, Gilman, Grigsby, Hobson, King, Lucas,

McLean, McLarty, Mitchell, Morgan, Reid, Rose, Russell, Speight, Stanford, Turner, Twitty, Walser and White—32.

The bill was ordered enrolled.

H. B. 852, S. B. 823, bill to incorporate the American Home Mineral and Land Company, passed its second and third readings and was ordered enrolled.

S. B. 709, bill to levy a special tax for Rutherford County, passed its second reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Stanford, Turner, Twitty, Walser and White—36

S. B. 467, bill to prohibit the manufacture or sale of spirituous or malt liquors within two miles of Apex, N. C., passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 135, S. B. 641, bill to amend section 2, chapter 355, Laws of 1887, relating to the working of convicts on public roads, passed its second and third readings and was ordered enrolled.

H. B. 624, S. B. 704, bill to incorporate the Belt Railroad Company, passed its second and third readings and was ordered enrolled.

S. B. 780, bill to amend the charter of the Statesville Air-Line Railroad Company, on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin,

Durham, Galloway, Gilman, Greene of Wake, Grigsby, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Speight, Stanford, Turner, Twitty and White — 35.

S. B. 782, bill to incorporate the Iredell Land and Construction Company, passed its second reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Wake, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner, Twitty and White — 36.

S. B. 781, bill relative to the public school in the city of Statesville, passed its second reading, ayes 41, noes --, as follows:

Those voting in the affirmative were:

Messrs Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner, Twitty, Walser and White — 41.

S. B. 610, bill to incorporate the Winston Trust Company, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 624, bill to establish the stock-law boundary in Greene County, was, on motion of Mr. Galloway, recommitted to the Committee on Agriculture, Mechanics and Mining.

H. R. 580, S. R. 819, resolution of instruction to the State Librarian, passed its second and third readings and was ordered enrolled.

Mr. Butler moved to withdraw from the Committee on Library and place on the Calendar, H. R. 581, S. R. 820, resolution in relation to binding for the State Library.

The motion prevailed.

SPECIAL ORDER.

S. B. 41, bill to amend the Constitution of North Carolina, on its second reading.

The pending amendment offered by Mr. Bell was adopted.

On motion of Mr. Bellamy, the bill was recommitted to the Committee on Judiciary.

S. B. 516, bill to amend chapter 219, Private Laws of 1889, being an act to amend the charter of the city of Greensboro, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second reading, ayes 28, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bowers, Bryan, Culbreth, Davis of Franklin, Davis of Haywood, Galloway, Grigsby, Hobson, King, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Turner, Twitty, White and Williams — 28.

H. B. 627, S. B. 593, bill to amend the charter of Lumberton, passed its second and third readings and was ordered enrolled.

S. B. 467, bill to prevent the sale of deadly weapons, was, by consent, withdrawn by Mr. Davis of Haywood.

S. B. 544, bill for the relief of J. R. Beaman, County Treasurer of Sampson County, passed its second and third

readings, was ordered engrossed and sent to the House of Representatives.

S. B. 608, bill to amend chapter 487, Laws of 1889, in relation to roads in Johnston County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 114, bill to amend the Pension Law of 1889, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

On motion of Mr. King,

S. B. 282, bill to prevent discrimination in pensioning wounded Confederate soldiers, was taken from the Committee on Pensions and placed on the Calendar.

H. R. 1046, S. R. 870, resolution of instruction to the Committee on Senatorial Districts, was adopted.

S. B. 282, bill to prevent discrimination in pensioning wounded Confederate soldiers, failed to pass its second reading.

Mr. Bellamy moved to withdraw from the Committee on Judiciary, and place upon the Calendar,

S. B. 786, bill to amend chapter 178, Laws of 1889. The motion prevailed.

THE CALENDAR

was resumed.

H. B. 726, S. B. 867, bill to allow compensation to the Sheriff of Mecklenburg County, passed its second and third readings and was ordered enrolled.

S. B. 786, bill to amend chapter 178, Laws of 1887, in relation to dentistry, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 615, bill to encourage residents of this State to prospect for and discover phosphate rock and phosphate deposits in the navigable waters of this State, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 609, bill for the relief of ex-Sheriff Thomas K. Miller of Ashe, was, by consent, withdrawn by Mr. Grigsby.

S. B. 885, bill regulating the sale of spirits, wines and cider in the county of Greene, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 616, bill to amend chapter 145, Laws of 1887, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 607, bill to work certain prisoners on the roads in Johnston County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 556, bill to amend chapter 412, Laws of 1887, in reference to savings banks, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 620, bill to amend chapter 154, Laws of 1883, as amended by chapter 467, Laws of 1889, so as to provide for subscriptions to the capital stock of the Thomasville Silver Valley and Pee Dee Railway Company, passed its second reading, ayes 31, noes 1, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Aycock, Bell, Bryan, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Hobson, King, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Russell, Speight, Twitty, White, Wilcox and Williams — 31.

Voting in the negative:

Mr. Parker — 1.

S. B. 623, bill to change the Superior Courts of Greene County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives

S. B. 625, bill to amend chapter 149, section 5, Laws of 1885, in regard to Reedy Creek in Davidson County, passed

its second and third readings, was ordered sent to the House of Representatives without engrossment.

S. B. 617, bill to amend chapter 73, Laws of 18-3, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 628, bill to incorporate the South Carolina Seaboard and Western Railroad Company, on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second reading, ayes 31, noes 2, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Galloway, Greene of Wake, Grigsby, King, McLarty, Mitchell, Morgan, Paine, Reid, Skinner, Turner, Twitty, Walser, White and Wilcox — 31.

Those voting in the negative were:

Messrs. Bowers and Parker — 2.

S. B. 629, bill to incorporate the First Presbyterian Church of Morganton, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 626, bill to ratify and amend the charter of the Greensboro Water Company, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 714, bill to incorporate the South-eastern North Carolina Railway Company, on its second reading.

Mr. Bowers moved to amend:

Strike out sixty years.

Lost.

The bill passed its second reading, ayes 31, noes -- , as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Galloway, Greene of Wake, Grigsby, King, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Skinner, Speight, Turner, Twitty, Walser and White — 31.

S B 619, bill to incorporate the Carolina Charity Association, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 756, bill to prohibit the sale of all intoxicating liquors in the town of Whiteville, was,

On motion of Mr. Allen of Bladen, recommitted to the Committee on Propositions and Grievances.

S. B 757, bill to elect tobacco weighers by the people, on its second reading.

By consent, Mr. Freeman withdrew the bill.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting without engrossment, House bills, which were read the first time and disposed of as follows:

H. B. 905, S. B. 887, bill to change the dividing line between the counties of Wilkes and Alleghany. Referred to the Committee on Propositions and Grievances.

H. B. 1024, S. B. 888, bill to incorporate the Marion Banking and Industrial Company of McDowell County. Referred to the Committee on Corporations.

Also, a message transmitting engrossed House bills, which were read the first time and disposed of as follows:

H. B. 475, S B. 889, bill to amend chapter 426, Laws of 1889, in relation to Falling Creek, Wayne County. Referred to the Committee on Propositions and Grievances.

H. B. 545, S. B. 890, bill to establish a ferry across the Yadkin River in Wilkes County. Referred to the Committee on Propositions and Grievances.

H. B. 712, S. B. 891, bill to prohibit the hunting of opossums between the first day of February and the first day of October. Referred to the Committee on Agriculture, Mechanics and Mining.

H B 717, S. B. 892, bill to amend the charter of the town of Durham. Referred to the Committee on Corporations.

H. B. 719, S. B. 893, bill to provide for the free passage of fish in Catawba River. Referred to the Committee on Propositions and Grievances

H B. 724, S. B. 894, bill to amend the charter of the town of Black Creek in Wilson County. Referred to the Committee on Propositions and Grievances.

H. B. 727, S. B. 894, bill to transfer certain records and documents from the county of Forsyth to the county of Stokes. Referred to the Committee on Judiciary.

H. B. 798, S. B. 896, bill to amend chapter 113, Private Laws of 1874 and 1875, incorporating the town of Albemarle. Referred to the Committee on Corporations.

H. B. 845, S. B. 897, bill to allow the Commissioners of Person County to issue bonds to pay the indebtedness of the County. Referred to the Committee on Finance.

H. B. 546, S. B. 898, bill to authorize the Commissioners of Leaksville, N. C., to issue bonds. Referred to the Committee on Finance.

H. B. 571, S. B. 899, bill to levy an assessment upon the real estate in stock-law boundaries in Johnson County. Referred to the Committee on Propositions and Grievances.

H. B. 809, S. B. 900, bill to charter the town of Lumber Bridge in Robeson County. Referred to the Committee on Corporations.

H. B. 669, S. B. 901, bill to authorize the Commissioners of Chowan County to levy a special tax. Referred to the Committee on Finance.

H. B. 661, S. B. 902, bill to incorporate Hope Mills, Cumberland County, N. C. Referred to the Committee on Corporations.

H. B. 531, S. B. 903, bill to incorporate the town of Montezuma in the County of Mitchell. Referred to the Committee on Corporations.

H. B. 847, S. B. 904, bill to amend chapter 170, Laws of 1889, entitled an act to incorporate the town of Bakersville in the county of Mitchell. Referred to the Committee on Corporations.

H. B. 550, S. B. 905, bill to incorporate the town of Jamesville in Martin County. Referred to the Committee on Corporations.

H. B. 622, S. B. 906, bill to amend the charter of the town of Pilot Mountain in Surry County. Referred to the Committee on Corporations.

H. B. 715, S. B. 907, bill to charter the town of Gold Hill in the county of Rowan. Referred to the Committee on Corporations.

H. B. 728, S. B. 908, bill to incorporate the Danville and East Tennessee Railroad Company. Referred to the Committee on Internal Improvements.

H. B. 703, S. B. 909, bill to amend the charter of the town of Lucama. Referred to the Committee on Corporations.

H. B. 772, S. B. 910, bill to amend the laws relating to the charter of Fayetteville. Referred to the Committee on Corporations.

H. B. 824, S. B. 911, bill to authorize the Commissioners of Wake County to issue bonds to fund and pay present bonded indebtedness at a low rate of interest. Placed on the Calendar.

H. B. 831, S. B. 912, bill to amend the charter of the town of Salisbury. Referred to the Committee on Corporations.

H. B. 866, S. B. 913, bill to work the public roads of Warren County. Referred to the Committee on Propositions and Grievances.

H. B. 835, S. B. 914, bill to authorize the Commissioners of Montgomery County to issue bonds. Referred to the Committee on Finance.

H. B. 867, S. B. 915, bill to incorporate the town of Candler in the county of Montgomery. Referred to the Committee on Corporations.

H. B. 1036, S. B. 916, bill to amend the charter of the town of West Asheville. Referred to the Committee on Corporations.

On motion of Mr. Turner, the Senate adjourned until 8 o'clock P. M. to-day.

Evening Session.

February 24, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 621, bill to amend chapter 404, Laws of 1889, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 630, bill to protect riparian owners of land, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 169, S. B. 645, bill to prevent the spread of cattle distemper, passed its second and third readings and was ordered enrolled.

H. B. 572, S. B. 647, bill to apply certain taxes to the payment of the bonds subscribed to the Atlantic, Henderson and Virginia Railroad Company, passed its second and third readings and was ordered enrolled.

S. B. 653, bill to amend the Insurance Law, was,

On motion of Mr. Bell, laid on the table.

H. B. 651, S. B. 855, bill to authorize the Commissioners of Yancey County to levy a special tax, passed its second reading, ayes, 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Atwater, Aycock, Bell, Bellamy, Bryan, Bull, Butler, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Hobson, King, McLean, Mitchell, Morgan, Paine, Parker, Reid, Russell, Skinner, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 34.

S. B. 654, bill to amend the charter of the Guilford Battleground Company, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 770, S. B. 640, bill to amend the charter of the Bank of Henderson, passed its second and third readings, and was ordered enrolled.

S. B. 658, bill to amend chapter 228, Laws of 1885, being entitled an act to incorporate the Mount Holly and Denver Railroad Company, passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Atwater, Avery, Aycock, Bell, Bellamy, Bryan, Bull, Butler, Chesson, Culbreth, Davis of Haywood, Durham, Freeman, Greene of Wake, Hobson, King, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Speight, Twitty, Walser, White, Wilcox and Williams — 32.

S. B. 659, bill to amend section 5, chapter 174, Laws of 1885, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 663, bill to appoint a cotton weigher for the town of Tarboro, Edgecombe County, on its second reading.

The amendment reported by the Committee on Agriculture, Mechanics and Mining was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B 664, bill to amend chapter 280, Laws of 1889, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 668, bill for the relief of Milton McNeill, Clerk of the Superior Court of Wilkes County, was, by consent, withdrawn by Mr. Turner.

H. R. 581, S. R. 820, resolution in reference to binding for the State Library, on its second reading.

Mr. Butler moved to amend:

Add at end thereof the following: "*Provided*, that not more than one hundred and fifty dollars shall be used during any one year for this purpose."

Adopted.

The bill passed its second and third readings; the Senate amendment was ordered engrossed and sent to the House of Representatives.

S. B. 670, bill to amend chapter 173, Laws of 1885, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 671, bill to reduce the number of Directors of the Acme Manufacturing Company, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 674, bill to amend chapter 357, Laws of 1885, with regard to the stock law of Franklin County, N. C., was, by consent, withdrawn by Mr. Freeman.

H. B. 307, S. B. 693, bill to amend chapter 134, Laws of 1885, passed its second and third readings and was ordered enrolled.

S. B. 705, bill to incorporate the Wilson and Carolina Railroad Company, passed its second reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bowers, Bull, Chesson, Courts, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, King, McLarty, Paine, Parker, Skinner, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 28.

S. B. 710, bill to amend chapter 9, section 2327 of *The Code*, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 876, bill to improve the method of laying out and grading new roads in Rutherford County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 476, bill to prevent seining, trapping and netting fish in Great Swamp and Nahunta Swamp in Wayne County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B 711, bill to prevent the obstruction of that portion of Scuppernong River, situated in Washington County, beginning at Spruill's bridge and extending to Phelps' bridge, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 712, bill to amend chapter 224, Laws of 1887, relative to detectives carrying concealed weapons, on its second reading.

Mr. Avery moved to amend:

Insert in section 2, before the word "upon," the following: "Shall be guilty of a misdemeanor and."

Adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 34, S. B. 816, bill to incorporate the Carolina, Greenville and Northern Railroad Company, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second reading, ayes 30, noes --, as follows:

Those voting the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bowers, Bull, Chesson, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Hobson, King, McLean, McLarty, Morgan, Paine, Parker, Reid, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 30.

S. B. 716, bill to incorporate the Falls Manufacturing Company, passed its second reading, ayes 33, noes .. , as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, McLean, McLarty, Paine, Parker, Reid, Russell, Skinner, Speight, Turner, Twitty, Walser, White and Wilcox — 33.

H. B. 773, S. B. 817, bill to incorporate the town of Kenilworth in Buncombe County, passed its second reading, ayes 28, noes -- , as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Bell, Bellamy, Bull, Butler, Chesson, Courts, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, McLean, McLarty, Paine, Parker, Reid, Skinner, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 28.

S. B. 777, bill to amend chapter 17, Private Laws of 1873 and 1874, passed its second and third readings, was ordered engrossed and sent to the House of Representatives

S. B. 778, bill to amend the charter of the Raleigh Street Railway Company, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 775, S. B. 826, bill to incorporate the Biltmore and Asheville Street Railroad, passed its second and third readings and was ordered enrolled.

H. B. 656, S. B. 822, bill to incorporate the town of Hazel in the county of Buncombe, passed its second reading, ayes 32, noes -- , as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bull, Butler, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Paine, Parker, Reid, Skinner, Speight, Turner, Twitty, White and Wilcox -- 32.

H. B. 637, S. B. 852, bill to incorporate the Phœnix Hose Reel Company of Wilmington, N. C., passed its second and third readings and was ordered enrolled.

S. B. 835, bill to prevent the sale of liquor within two miles of Ray's School-house in Madison County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 717, S. B. 892, bill to amend the charter of the town of Durham, passed its second and third readings and was ordered enrolled.

S. R. 797, resolution in favor of Margaret Suits, widow of a Confederate soldier, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 799, bill to make Tuckaseegee river in Jackson County a lawful fence, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 793, bill relating to the settlement of losses under fire insurance policies, on its second reading.

Mr. Bellamy moved to amend:

Insert after the word "the" in line 9 of section 1 the words "company or companies or."

Adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B 792, bill to amend chapter 501, Laws of 1889, relative to working the roads in Guilford County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 805, bill to change the name of Stagg's Creek Township, Ashe County, to Clifton, and to change the voting place, passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. R. 881, resolution increasing the duties of Judges and Solicitors, failed to pass its second reading.

S. B. 278, bill to amend chapter 254, Laws of 1889, relative to public school for the town of Littleton, on its second reading.

The substitute reported by the Committee on Education was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 273, bill to incorporate the Shelby Improvement Company, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 548, bill to lay off and establish a new county by the name of Bill Saunders, was,

On motion of Mr. Twitty, laid on the table.

S. B. 798, bill to amend chapter 115, Laws of 1885, concerning stock law for Goldsboro Township, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 795, bill in regard to sale of agricultural products, was,

On motion of Mr. Bell, laid on the table.

S. B. 789, bill to amend the charter of the C. M. Stedman Bucket Company of Wilmington, N. C., passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 785, bill to amend chapter 503, Laws of 1889, relating to road law in certain counties, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 784, bill to create a new township in Johnston County, by the name of Banner, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 748, bill to incorporate Monroe High School in Union County, North Carolina, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 783, bill to prevent stock from running at large in certain months in a portion of Rutherford County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 620, S. B. 735, bill to incorporate the Waynesville Library Association at Waynesville in the county of Haywood, passed its second and third readings and was ordered enrolled

On motion of Mr. McLean, the Senate adjourned until to-morrow morning at 10 o'clock.

FORTY-THIRD DAY.

SENATE CHAMBER, February 25, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Mr. Hogbourne.

The Journal of yesterday was approved.

Leave of absence was granted Mr. Greene of Harnett, on account of sickness in his family; also to Messrs Galloway, Rose, Mitchell, Allen of Granville, and Stanford, for two days.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Morgan (by request), petition of citizens of Camden and Pasquotank counties praying not to annul the charter of the Dismal Swamp Canal Company. Referred to the Committee on Corporations.

By Mr. Courts (by request), petition from citizens of Rockingham County concerning certain corporations.

By Mr. Walser, petition of certain citizens of Davidson County against the repeal of the Act of 1881 to secure the better drainage of the lowlands of Brushy Fork Creek and its tributaries.

REPORTS FROM COMMITTEES.

Reports from Committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Aycock, S. B. 122, bill to incorporate Pleasant Grove Camp Ground in Union County, North Carolina, recommending it do pass;

H. B. 724, S. B. 824, bill to amend the charter of the town of Black Creek, Wilson County, recommending it do pass.

From the Committee on Judiciary:

By Mr. Reid, S. B. 528, bill to prohibit the taking of more than the legal rate of interest, recommending it do not pass;

S. B. 844, bill to amend section 3672 of *The Code* relative to disturbing Divine worship, recommending it do pass;

S. B. 398, bill to amend article 4, section 27 of the Constitution so as to allow the General Assembly to increase and regulate the jurisdiction and powers of Justices of the Peace for the purpose of reducing costs in minor causes, reporting without recommendation;

H. B. 547, S. B. 850, bill to amend section 3749 of *The Code* in relation to fees of Notaries Public, recommending it do not pass;

S. B. 738, bill to provide for stenographers in the Superior Courts, recommending it do not pass.

By Mr. Turner, S. B. 840, bill to amend and define the law of embezzlement, recommending it do pass;

H. B. 729, S. B. 860, bill to amend section 1750 of *The Code*, recommending it do pass;

H. B. 429, S. B. 808, bill to amend section 1016 of *The Code* in relation to embezzlement, recommending it do pass;

H. B. 736, S. B. 862, bill to authorize the Commissioners of Graham County to perfect the public records of said county, recommending it do pass;

S. B. 874, bill to pay expenses of Supreme and Superior Court Judges, recommending it do pass;

S. B. 790, bill for the relief of the citizens of Caswell County, recommending it do pass;

S. B. 843, bill to amend section 11, chapter 85, Laws of 1885, in relation to the Chesapeake, Norfolk and Carolina Railroad Company, recommending it do pass;

H. B. 709, S. B. 821, bill to amend sections 2831, 2832 and 2834 of *The Code* so as to exempt Montgomery County from its operations, recommending it do pass.

By Mr. Avery, H. B. 522, S. B. 845, bill to amend chapter 341, Laws of 1889, in relation to criminal statistics, recommending it do not pass;

S. B. 803, bill to validate probate and registration of deeds in certain cases, recommending it do pass;

S. B. 837, bill to require the Joint Committee on Printing to award the State printing to the lowest responsible bidder, recommending its reference to the Committee on Printing.

S. B. 836, bill to create a new township in the county of Rowan, recommending it do pass;

H. B. 448, S. B. 776, bill to repeal chapter 14, Private Laws of 1885, recommending it do pass.

From the Committee on Internal Improvements:

By Mr. King, H. B. 728, S. B. 908, bill to incorporate the Danville and East Tennessee Railroad Company, recommending it do pass.

From the Committee on Banks and Currency:

By Mr. Allen of Granville, S. B. 782, bill to incorporate the Iredell Land and Construction Company, recommending it do pass.

By Mr. Galloway, H. B. 1024, S. B. 888, bill to incorporate the Marion Banking and Industrial Company of McDowell County, recommending it do pass.

By Mr. Parker, H. B. 528, S. B. 691, bill to allow the Raleigh Bank further time to organize, recommending it do pass.

By Mr. Courts, H. B. 710, S. B. 859, bill to incorporate the Bank of Pee Dee, reporting an amendment, and, as amended, recommending it do pass.

From the Committee on Corporations:

By Mr. Bellamy, S. B. 884, bill to incorporate the town of North Durham, recommending it do pass;

H. B. 1036, S. B. 916, bill to amend the charter of West Asheville, recommending it do pass;

H. B. 606, S. B. 833, bill to amend the charter of the Cabarrus and Stanly Railroad Company, recommending it do pass;

H. B. 541, S. B. 849, bill to extend the corporate limits of the town of Grafton, Pitt County, recommending it do pass;

H. B. 721, S. B. 866, bill to amend the charter of the town of Washington, N. C., recommending it do pass;

H. B. 892, S. B. 775, bill to incorporate the Manufacturers and Merchants Fire Insurance Company, recommending it do pass.

By Mr. Wilcox, H. B. 550, S. B. 905, bill to incorporate the town of Jamesville in Martin County, recommending it do pass;

H. B. 723, S. B. 909, bill to amend the charter of the town of Lucama, recommending it do pass.

By Mr. Ardrey, H. B. 809, S. B. 900, bill to charter the town of Lumber Bridge in Robeson County, recommending it do pass;

H. B. 798, S. B. 896, bill to amend chapter 113, Private Laws of 1874–'75, incorporating the town of Albemarle, recommending it do pass.

By Mr. Turner, S. B. 715, bill to incorporate the Seaboard and Western Railroad Company, recommending it do not pass.

By Mr. Bellamy, H. B. 445, S. B. 689, bill to incorporate Middlesbrook Cotton Mills, recommending it do pass.

From the Committee on Finance:

By Mr. Morgan, H. B. 428, S. B. 727, bill to authorize the Commissioners of Pitt County to sell their present poor-house property and purchase land to rebuild the same, recommending it do pass;

H. B. 730, S. B. 637, bill to authorize the Commissioners of Alleghany County to levy a special tax, recommending it do pass.

By Mr. Paine, H. B. 654, S. B. 856, bill to enable the Commissioners of Cleveland County to build a jail and for other purposes, recommending it do pass.

By Mr. Speight, H. B. 353, S. B. 635, bill to authorize the Commissioners of Pamlico County to levy a special tax, recommending it do pass;

S. B. 612, bill to authorize the Board of Councilmen of Plymouth, N. C., to issue bonds to build a town hall and market-house, and to levy a special tax, recommending it do pass;

H. B. 521, S. B. 848, bill to exempt from mortgage sale property to the amount of twenty-five dollars in value, recommending it do not pass.

By Mr. Bull, H. B. 494, S. B. 846, bill to authorize the Commissioners of Brunswick County to levy a special tax, recommending it do pass;

H. B. 619, S. B. 676, bill permitting Madison, N. C., to subscribe bonds for railroad building, recommending it do pass.

By Mr Hobson, H. B. 742, S. B. 699, bill to authorize the Commissioners of Northampton County to issue bonds to build a jail and to levy a special tax, recommending it do pass;

H. B. 99, S. B. 767, bill to amend section 2589 of *The Code* so as to increase the public school fund to fourteen cents on property and forty-two cents on polls, reporting amendments, and, as amended, recommending it do pass.

By Mr. McLarty, H. B. 553, S. B. 702, bill to authorize the Board of County Commissioners to grant license to maimed Confederate soldiers to peddle goods, wares and merchandise, recommending it do pass;

H. B. 939, S. B. 824, bill to authorize the Commissioners of Cherokee County to issue bonds, recommending it do pass.

From the Committee on Finance:

By Mr. Courts, H. B. 491, S. B. 809, bill to provide for payment of interest on the bonds of Hotel Township, Surry County, N. C., recommending it do pass;

S. B. 746, bill to amend chapter 127, Laws of 1889, recommending it do not pass.

From the Committee on Library:

By Mr. Bryan, S. B. 383, bill to amend chapter 52, sections 3632, 3633 of *The Code* in reference to Laws and Supreme Court Reports in the State Library, recommending it do pass.

From the Committee on Judiciary:

By Mr. Avery, H. B. 643, S. B. 830, bill to amend chapter 67, Laws of 1887, in relation to contracts made by railroads or other corporations, recommending it do pass;

H. B. 548, S. B. 857, bill to amend chapter 239, Laws of 1887, recommending it do pass;

S. B. 750, bill to confirm and make valid patent No. 8841, issued December 12, 1888, recommending it do not pass.

By Mr. Aycock, H. B. 716, S. B. 865, bill to repeal section 3, chapter 204, Laws of 1879, recommending it do pass;

S. B. 760, bill to amend chapter 180, Laws of 1885, in relation to time of holding certain courts in the Twelfth Judicial District, recommending it do pass;

S. B. 749, bill for the relief of J. A. Cameron, Superior Court Clerk of Harnett County, recommending it do not pass.

S. B. 717, bill to amend section 3836 of *The Code*, reporting a substitute, and recommending the substitute do pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Greene of Wake, S. B. 624, bill to establish the stock-law boundary in Greene County, recommending it do not pass;

S. B. 838, bill to change certain sections of *The Code*, in relation to the election of Justices of the Peace and County Commissioners, recommending it do not pass.

Mr. Russell, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 327, a bill to be entitled an act to amend chapter 302 of the Laws of 1889 so as to include claims under the protection of the oyster law;

S. B. 351, a bill to be entitled an act to amend the charter of the Winston-Salem Land and Investment Company and to enlarge its powers;

S. B. 381, a bill to be entitled an act to amend chapter 410, Laws of 1887, entitled "an act supplemental to chapter 308, Laws of 1885, entitled an act to establish and maintain an industrial school";

S. B. 475, a bill to be entitled an act to incorporate the "Notla Lodge, No. 312, of Freemasons";

S. B. 462, a bill to be entitled an act to extend the provisions of section 1880 of *The Code* for the Washington and Kinston Railroad Company;

S. B. 479, a bill to be entitled an act supplemental to an act passed at this session of the General Assembly entitled an act to allow cider and wine to be sold in the counties of Tyrrell and Washington;

S. B. 539, a bill to be entitled an act to amend section 2916 of chapter 24 of *The Code;*

S. B. 547, a bill to be entitled an act to amend chapter 180, Laws of 1885;

S. B. 566, a bill to be entitled an act to establish Saddletree Township in Robeson County;

S. B. 568, a bill to be entitled an act for the relief of Clerks of the Superior Court;

S. B. 601, a bill to be entitled an act to authorize Trustees under chapter 51, Laws of 1868–'69, to sell the lands therein mentioned and reinvest the proceeds;

S. B. 603, a bill to be entitled an act to amend the charter of Jonesboro, Moore County;

S. B. 542, a bill to be entitled an act to enable the Wilmington Light Infantry to issue bonds to build an armory;

S. B. 551, a bill to be entitled an act to incorporate the Building and Loan Company of Greensboro, N. C.;

S. B. 552, a bill to be entitled an act to amend chapter 144 of the Laws of 1883;

S. B. 576, a bill to be entitled an act to incorporate Fidelity Lodge, No. 83, I. O. O. F., in Camden County.

Mr. Avery, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 467, a bill to be entitled an act to prohibit the manufacture or sale of spirituous or malt liquors within two miles of Apex, N. C.;

S. B. 544, a bill to be entitled an act for the relief of J. R. Beaman, County Treasurer of Sampson County;

S. B. 553, a bill to be entitled an act to amend chapter 220 of the Laws of 1889;

S. B. 565, a bill to be entitled an act to incorporate the Lumber River Industrial and Live-stock Association in Robeson County;

S. B. 586, a bill to be entitled an act to amend chapter 18, Private Laws of 1881, entitled an act to incorporate the town of Norwood, Stanly County, to extend corporate limits, etc.;

S. B. 608, a bill to be entitled an act to amend chapter 487, Laws of 1889, in relation to roads in Johnston County;

S. B. 615, a bill to be entitled an act to encourage residents of this State to prospect for and discover phosphate rock and phosphate deposits in navigable waters of this State.

A bill to be entitled an act to amend chapter 178 of the Laws relating to dentistry.

Mr. Grigsby, for the Committee on Enrolled bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

H B. 642, S. B. 636, an act to amend the stock law in Robeson County;

H. B. 623, S. B. 573, an act to incorporate the Commercial and Farmers Bank;

H. B. 30, S. B. 127, an act to amend section 1946 of *The Code* in relation to the assessment of damages;

H. B. 576, S. B. 650, an act to authorize Swain County to issue bonds and to levy a special tax;

S. B. 741, H. B. 1043, an act to amend chapter 80 of the Private Laws of North Carolina, ratified March 6, 1885, entitled an act to incorporate the Davis School;

H. B. 837, S. B. 678, an act to incorporate the French Broad Lumber Company;

S. B. 427, H. B. 812, an act to amend chapter 183, Private Laws of 1889, entitled an act to incorporate the town of Marion in the county of McDowell;

H. B. 501, S. B. 600, an act to change the name of the town of Toisnot to that of Elm City;

S. B. 324, H. B. 596, an act to amend an act entitled an act to incorporate the Champion Compress and Warehouse Company, being chapter 75 of the Acts of 1879;

S. B. 241, H. B. 923, an act to amend chapter 76, section 6, Private Laws of 1881;

S. B. 423, H. B. 859, an act to authorize the County Commissioners of Pasquotank County to issue bonds and levy a special tax;

S. B. 473, H. B. 929, an act to authorize Alexander County to levy a special tax;

S. B. 468, H. B. 796, an act to amend the charter of the town of Washington;

H. B. 470, S. B. 487, an act to authorize the Commissioners of Moore County to fund the county indebtedness, issue bonds and levy a special tax;

S. B. 482, H. B. 930, an act to authorize the Commissioners of Harnett County to fund and pay the existing debt of said county;

S. B. 395, H. B. 857, an act to amend the charter of the town of Elizabeth City;

S. B. 428, H. B. 860, an act to incorporate the town of Pikeville in the county of Wayne;

H. B. 631, S. B. 652, an act to amend the charter of the town of Morganton, North Carolina;

S. B. 575, H. B. 1044, an act to incorporate the Glenden and Gulf Mining and Manufacturing Company;

S. B. 197, H. B. 478, an act to charter the Charlotte Chamber of Commerce;

S. B. 348, H. B. 746, an act to require banks, banking institutions and bankers within the State of North Carolina to make stated reports to the State Treasurer;

H. B. 936, S. B. 465, an act to incorporate the Marion Hotel and Belt Railway Company;

H. B. 170, S. B. 502, an act to define and prescribe when lease of turpentine orchards shall expire in absence of special contract;

H. B. 574, S. B. 651, an act to authorize a change in the corporate name of Blackwell's Durham Co-operative Tobacco Company;

H. B. 91, S. B. 590, an act to incorporate the Farmers Loan and Trust Company;

H. B. 628, S. B. 597, an act to incorporate the town of Hub in the County of Columbus and State of North Carolina.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time and disposed of as follows:

By Mr. Wilcox, S. B. 917, bill for the relief of J. A. McRae, late Treasurer of Moore County. Referred to the Committee on Finance.

By Mr. Twitty, S. B. 918, bill to amend chapter 235, Laws of 1889, in relation to drainage of certain streams in Rutherford County. Placed on the Calendar.

By Mr. Reid, S. B. 919, bill to impose a license on the manufacture of spirituous liquors. Referred to the Committee on Finance.

By Mr. Paine, S. B. 920, bill to punish persons who induce others by fraudulent representations to purchase fruit trees

and grape vines. Referred to the Committee on Propositions and Grievances.

By Mr. Bell, S. B. 921, bill to amend chapter 139, Private Laws of 1889. Referred to the Committee on Judiciary.

By Mr. Bull, S. B. 922, bill to incorporate the Saluda Seminary. Referred to the Committee on Education.

By Mr. King (by request), S. B. 923, bill to amend chapter 221, Private Laws of 1889, being an act to incorporate Bennett College. Placed on the Calendar.

By Mr. Chesson (by request), S. B. 924, bill to prevent habitual drunkenness. Placed on the Calendar.

By Mr. Speight, S. B. 925, bill to prevent the obstruction of Swift Creek, Edgecombe County. Referred to the Committee on Propositions and Grievances.

By Mr. Butler (by request), S. B. 926, bill to incorporate the town of Roseboro in Sampson County. Placed on the Calendar.

By Mr. Galloway, S. B. 927, bill to amend chapter 318, Laws of 1885, in relation to the Goldsboro, Snow Hill and Greenville Railway Company. Referred to the Committee on Corporations.

By Mr. McLean, S. B. 928, bill to allow Superintendent of Public Instruction of Robeson County to conduct examinations in Maxton. Placed on the Calendar.

By Mr. Shankle, S. B. 929, bill to create and establish a public ferry across Rocky river. Referred to the Committee on Propositions and Grievances.

By Mr. Bishop, S. B. 930, bill to amend chapter 503, Laws of 1889, relating to the public roads in Northampton County. Referred to the Committee on Agriculture, Mechanics and Mining.

By Mr. Lucas, S. B. 932, bill to amend the law as regards the sale of spirituous liquors in Hyde County. Placed on the Calendar.

By Mr. Turner, S. B. 933, bill to grant certain powers and privileges to the Wilmington and Weldon Railroad Com-

pany for a qualified surrender of its exemption from taxation. Placed on the Calendar.

By Mr. Aycock, S. R. 934, resolution to raise a joint select committee to take into consideration the proposition of the Wilmington and Weldon Railroad Company, relative to its exemption from taxation and the re-chartering of the Petersburg Railroad Company. Placed on the Calendar.

By Mr. Bellamy, S. B. 935, bill to repeal an act entitled an act to amend section 1946 of *The Code*, ratified February 25th, 1891. Placed on the Calendar.

By Mr. Greene of Wake (by request), S. B. 951, bill to incorporate the North Carolina Company. Referred to the Committee on Corporations.

COMMITTEE OF CONFERENCE.

The President announced as conferees on the part of the Senate on House amendment to S. B. 330, H. B. 599, bill to incorporate the Asheville Trust Company, Messrs. Ardrey, Turner and Aycock.

Mr. Bellamy offered the following resolution, which was adopted:

Resolved, That a message be sent to the House of Representatives notifying that honorable body that the Senate would, at the hour of 11 A. M. on Friday, 27th inst., proceed to ballot for Trustees of the University.

Mr. McLean moved to reconsider the vote by which

S. B. 663, bill to appoint a cotton weigher for the town of Tarboro, Edgecombe County, passed its third reading on yesterday.

The motion prevailed.

The question recurred upon the passage of the bill on its third reading.

On motion of Mr. McLean, the bill was recommitted to the Committee on Agriculture, Mechanics and Mining.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 516, bill to amend chapter 219, Private Laws of 1889, being an act to amend the charter of the city of Greensboro, passed its third reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Aycock, Bell, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Freeman, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Skinner, Turner, Twitty, Walser, White, Wilcox and Williams — 32.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 620, bill to amend chapter 154, Laws of 1883, as amended by chapter 467, Laws of 1889, so as to provide for subscriptions to the capital stock of the Thomasville Silver Valley and Pee Dee Railway Company, passed its third reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Chesson, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Skinner, Speight, Twitty, Walser, White and Williams — 34.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 628, bill to incorporate the South Carolina, Sea-board and Western Railroad Company, passed its third reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Bell, Bellamy, Bishop, Bowers, Butler, Chesson,

Courts, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Reid, Russell, Skinner, Speight, Turner, Twitty, Walser, White and Williams — 33.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 658, bill to amend chapter 228, Laws of 1885, being entitled an act to incorporate the Mount Holly and Denver Railroad Company, passed its third reading, ayes 37, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight, Turner, Twitty, Walser, White and Williams — 37.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 705, bill to incorporate the Wilson and Carolina Railroad Company, passed its third reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, Lucas, McLean, McLarty, Morgan, Reid, Russell, Shankle, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 36.

The bill was ordered sent to the House of Representatives without engrossment.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting

H. B. 652, S. B. 931, bill to provide for the study of the nature of alcoholic drinks and narcotics, and of their effect upon the human system, in the public schools, which was read the first time and placed on the Calendar.

THE CALENDAR

was resumed.

H. B. 652, S. B. 931, bill to provide for the study of the nature of alcoholic drinks and narcotics, and of their effect upon the human system, in the public schools, upon its second reading.

Mr. Alston moved to amend:

Strike out "August" and insert "October."

Lost.

The bill passed its second reading and was put upon its third reading.

The bill passed its third reading unanimously by a rising vote of the Senate and was ordered enrolled.

S. B. 102, bill to apportion the public school fund among the school population of the State, on its second reading.

By consent, Mr. Bryan withdrew the amendment offered by himself and pending, and recommended by the Committee on Education.

Mr. Bryan offered a substitute for section 1 of the bill.

Mr. Bell demanded the previous question and was sustained.

The substitute offered for section 1 was lost.

On the passage of the bill on its second reading,

Mr. Bryan asked for the ayes and noes, which were ordered, and the bill failed to pass its second reading, ayes 9, noes 30, as follows:

Those voting in the affirmative were:

Messrs. Bell, Bryan, Butler, Davis of Haywood, Reid, Russell, Shankle, White and Wilcox — 9.

Those voting in the negative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bishop, Bowers, Bull, Chesson, Davis of Franklin, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Skinner, Speight, Turner, Twitty, Walser and Williams — 30.

H. B. 905, S. B. 887, bill to change the dividing line between the counties of Wilkes and Alleghany, passed its second and third readings and was ordered enrolled.

S. B. 709, bill to levy a special tax in Rutherford County, passed its third reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Avery, Bell, Bellamy, Bryan, Bull, Butler, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 36.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 34, S B. 816, bill to incorporate the Carolina, Greenville and Northern Railroad Company, passed its third reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bull, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Russell, Shankle, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 36.

The Senate amendments were ordered engrossed and sent to the House of Representatives.

S. B. 714, bill to incorporate the South-eastern North Carolina Railway Company, passed its third reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Chesson, Courts, Davis of Franklin, Durham, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Russell, Shankle, Speight, Turner, Twitty, Walser, White and Wilcox — 36.

The bill was ordered sent to the House of Representatives without engrossment.

S. B. 716, bill to incorporate the Falls Manufacturing Company, passed its third reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Davis of Franklin, Davis of Haywood, Durham, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 36.

The bill was ordered sent to the House of Representatives without engrossment.

Mr. Williams moved to take from the table and place on the Calendar,

H. B. 8, S. B. 170, bill to perpetuate records.

The motion prevailed.

On his further motion, the bill was taken up on its second reading.

The bill failed to pass its second reading.

S. B. 715, bill to incorporate the Sea-board and Western Railway Company, was,

On motion of Mr. Bellamy, recommitted to the Committee on Corporations.

S. B. 780, bill to amend the charter of the Statesville Air-Line Railroad Company, passed its third reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Reid, Russell, Shankle, Turner, Twitty, Walser, White, Wilcox and Williams — 31.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 781, bill relative to the public school in the city of Statesville, passed its third reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Paine, Parker, Reid, Russell, Shankle, Turner, Twitty, Walser, White, Wilcox and Williams — 34.

The bill was ordered sent to the House of Representatives without engrossment.

S. B. 782, bill to incorporate the Iredell Land and Construction Company, passed its third reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Bell, Bryan, Bull, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Paine, Parker, Reid, Russell, Shankle, Turner, Twitty, White, Wilcox and Williams — 29.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 773, S. B. 817, bill to incorporate the town of Kenilworth in Buncombe County, passed its third reading, ayes 33, noes -- , as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, Lucas, McLean, McLarty, Paine, Parker, Reid, Shankle, Turner, Twitty, Walser, White and Wilcox — 33.

The bill was ordered enrolled.

H. B. 656, S. B. 822, bill to incorporate the town of Hazel in the county of Buncombe, passed its third reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Paine, Reid, Russell, Shankle, Speight, Turner, Twitty, Walser, White and Wilcox — 33.

The bill was ordered enrolled.

H. B. 651, S. B. 855, bill to authorize the Commissioners of Yancey County to levy a special tax, passed its third reading, ayes, 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Avery, Bell, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Greene of Wake, Grigsby, King, McLean, McLarty, Morgan, Paine, Reid, Russell, Shankle, Speight, Turner, Twitty, Walser, White and Wilcox — 30.

The bill was ordered enrolled.

H. B. 824, S. B. 911, bill to authorize the Commissioners of Wake County to issue bonds to fund and pay the present bonded indebtedness at a low rate of interest, passed its third reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Avery, Bell, Bishop, Bowers, Butler, Chesson, Courts, Davis of Franklin, Davis of

Haywood, Freeman, Greene of Wake, Grigsby, Hobson, McLean, McLarty, Paine, Parker, Reid, Russell, Shankle, Speight, Turner, Twitty, Walser, White and Wilcox — 28.

H. B. 445, S. B. 689, bill to incorporate Middlebrook Cotton Mills, passed its second and third readings and was ordered enrolled.

S. B. 882, bill to amend section 892 of *The Code*, relative to the jurisdiction of Justices of the Peace, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 932, bill to amend the law as regards the sale of spirituous liquors in Hyde County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 918, bill to amend chapter 235, Laws of 1889, in relation to drainage of certain streams in Rutherford County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 872, bill to incorporate the Parrish Warehouse Bank, of Durham, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 884, bill to incorporate the town of North Durham, passed its second reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Courts, Davis of Franklin, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Paine, Russell, Shankle, Skinner, Speight, Turner, Twitty, White, Wilcox and Williams — 29.

H. B. 256, S. B. 733, bill to incorporate the town of Jonesville in Yadkin County, passed its second reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bellamy, Bishop, Bowers, Bryan,

Butler, Chesson, Courts, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Reid, Russell, Shankle, Skinner, Speight, Turner, Twitty, Walser, White and Wilcox — 34.

H B. 983, S. B. 734, bill to amend chapter 98, Laws of 1887, in regard to the election of the cotton weigher for Cabarrus County, passed its second and third readings and was ordered enrolled.

H. B. 904, S. B. 772, bill to incorporate the Scottish Brownstone Company, passed its second and third readings and was ordered enrolled.

H. B. 701, S. B. 698, bill to amend the charter of the town of Stanton, Beaufort County, passed its second reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Bishop, Bowers, Bull, Butler, Chesson, Courts, Davis of Franklin, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight, Turner, Twitty, Walser, White and Wilcox — 35.

H. B. 575, S. B. 832, bill to amend the charter of the town of Bryson City in Swain County, N. C., passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight, Walser, White and Wilcox — 32.

H. B. 552, S. B. 813, bill to incorporate Golden Star Lodge, No. 1680, Grand United Order of Odd Fellows, passed its second and third readings and was ordered enrolled.

S. B. 834, bill to establish a graded school in District No. 7 in Cherokee County, passed its second reading, ayes 38, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Greene of Wake, Grigsby, Hobson, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 38.

H. B. 407, S. B. 499, bill to amend the charter of the Cashie and Roanoke Railroad Company, passed its second and third readings and was ordered enrolled.

H. B. 578, S. B. 825, bill to incorporate the Cullowhee High School, Johnston County, on its second reading.

The substitute reported by the Committee on Education was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 496, S. B. 811, bill to incorporate the town of Hobgood in Halifax County, passed its second reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Davis of Franklin, Grigsby, Hobson, Lucas, McLarty, Mitchell, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight and Wilcox — 26.

H. B. 343, S. B. 722, bill to amend section 658 of *The Code*, passed its second and third readings and was ordered enrolled.

H. B. 633, S. B. 728, bill to incorporate the town of Mountain Island in Gaston County, passed its second reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bishop, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman,

Grigsby, Hobson, King, Lucas, Morgan, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 35.

S R. 934, resolution to raise a joint select committee to take into consideration the proposition of the Wilmington and Weldon Railroad Company relative to its exemption from taxation and the re chartering of the Petersburg Railroad Company, was adopted and ordered sent to the House of Representatives without engrossment.

H. B. 379, S. B. 701, bill to prohibit stock from running at large in Colfax Township, Rutherford County, passed its second and third readings and was ordered enrolled.

H. B. 72, S. B. 443, bill to facilitate the cancellation of mortgages and deeds of trust, passed its second and third readings and was ordered enrolled.

H. B. 632, S. B. 688, bill to amend the charter of the town of Gastonia, Gaston County, passed its second and third readings, and was ordered enrolled.

H. B. 468, S. B. 806, bill for the protection of birds in certain counties, on its second reading.

Mr. White moved to amend:

Insert Cleveland and Alexander.

Adopted.

Mr. Ardrey moved to amend:

Strike out "Guilford" and insert in lieu thereof "Mecklenburg."

Adopted.

Mr. Bishop moved to amend:

Insert Northampton.

Adopted.

Mr. Freeman moved to amend:

Insert Franklin.

Lost.

Mr. Reid moved to amend:

Insert Davidson County.

Adopted.

The bill passed its second and third readings; the Senate amendments were ordered engrossed and sent to the House of Representatives.

H. B. 740, S. B. 827, bill to incorporate the Seven Springs Mineral-water and Improvement Company, passed its second and third readings and was ordered enrolled.

H. B. 653, S. B. 697, bill to repeal chapter 54, Private Laws of 1885, which incorporated the town of Margarettsville in Northampton County, passed its second and third readings and was ordered enrolled.

S B. 935, bill to repeal an act entitled an act to amend section 1946 of *The Code*, ratified February 25, 1891, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting a report of the committee of conference upon House amendment to S. B. 261, H. B. 507, bill to incorporate the Baptist Female University of North Carolina, and announcing that the House had receded from its amendment.

The report was adopted and the bill was ordered enrolled.

THE CALENDAR

was resumed.

S. B. 874, bill to pay expenses of the Supreme and Superior Court Judges, on its second reading.

Mr. Freeman moved to amend:

Strike out "three hundred" and insert in lieu thereof "two hundred and fifty."

Adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bills, which were read the first time and disposed of as follows:

H. B. 915, S. B. 936, bill to amend the charter of the town of Concord, and to repeal section 4, chapter 46, Private Laws of 1889. Referred to the Committee on Corporations.

H. B. 332, S. B. 937, bill to incorporate Eastern Carolina Piscatorial Association. Referred to the Committee on Fish and Fisheries

H. B. 846, S. B. 938, bill supplemental to an act to amend the charter of the town of Edenton. Referred to the Committee on Corporations.

H. B. 472, S. B. 939, bill to amend chapter 164, Laws of 1889, in relation to the catching of diamond-back terrapin in Brunswick County. Referred to the Committee on Fish and Fisheries.

H. B. 566, S. B. 940, bill in relation to catching fish in Cashie River. Referred to the Committee on Fish and Fisheries.

H. B. 879, S. B. 941, bill to permit the town of Madison in Rockingham County to issue bonds and levy a special tax. Referred to the Committee on Finance.

H. B. 536, S. B. 942, bill in relation to water fences in Pamlico County. Referred to the Committee on Propositions and Grievances.

H. B. 558, S. B. 943, bill to incorporate Pilgrim Church in Davidson County. Referred to the Committee on Propositions and Grievances.

H. B. 554, S. B. 944, bill to amend section 2, chapter 73, Private Acts of 1873–'74. Referred to the Committee on Judiciary.

H. B. 563, S. B. 945, bill to charter the town of Henderson. Referred to the Committee on Corporations.

H. B. 555, S. B. 946, bill to incorporate Patterson Grove Church in Cleveland County. Referred to the Committee on Propositions and Grievances.

H. B. 713, S. B. 947, bill to authorize the Board of County Commissioners of Brunswick County to issue bonds to build a jail and repair the court-house. Referred to the Committee on Finance.

H. B. 829, S. B. 948 bill relating to the public roads of Granville County Placed on the Calendar.

H. B. 551, S. B. 949, bill to incorporate the Norfolk, Wilmington and Charleston Railroad Company. Referred to the Committee on Internal Improvements.

Also a message transmitting without engrossment

H. B. 982, S. B. 950, bill to promote and protect the oyster industry of the State.

Also, a message transmitting the report of the committee of conference on the disagreement between the two Houses on

S. B. 175, H. B. 762, bill to provide for the general supervision of railroads, steamboat or canal companies doing business in this State, which was adopted by that body and ordered sent to the Senate for concurrence.

On the adoption of the report, it appearing that a quorum was not present,

Mr. Butler demanded a call of the House, and the following Senators answered to their names:

Messrs. Allen of Granville, Alston, Aycock, Bell, Bowers, Bryan, Butler, Davis of Haywood, Freeman, Greene of Wake, Grigsby, King, Shankle, Turner, Twitty, Walser and Williams—17.

On motion of Mr. Aycock, the Senate adjourned until this evening at 8 o'clock.

Evening Session.

February 25, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 302, S. B. 596, bill to amend chapter 363, Laws of 1889, passed its second and third readings and was ordered enrolled.

H. B. 80, S. B. 286, bill to repeal the Blue Ridge Railroad charter and the Rabun Gap Short-line, passed its second and third readings and was ordered enrolled.

H. B. 146, S. B. 646, bill to define felony and for other purposes, passed its second and third readings and was ordered enrolled.

H. B. 492, S. B. 810, bill to provide for the payment of interest on the bonds of Mt. Airy Township, passed its second and third readings and was ordered enrolled.

H. B. 942, S. B. 869, bill to reduce the official bond of the Register of Deeds of Dare County, passed its second and third readings and was ordered enrolled.

H. B. 696, S. B. 871, bill to regulate the pay of jurors for the counties of Anson and Union, passed its second and third readings and was ordered enrolled.

H. B. 626, S. B. 721, bill to authorize the Commissioners of Duplin County to levy a special tax, passed its second reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Paine, Parker, Reid, Russell, Skinner, Speight, Turner, Twitty, White, Wilcox and Williams — 34.

H. B. 691, S. B. 814, bill to authorize the Trustees of Surry County to pay school claim, passed its second and third readings and was ordered enrolled.

H. B. 384, S. B. 768, bill to protect fish in certain streams in Mitchell, Watauga and Caldwell Counties, passed its second and third readings and was ordered enrolled.

H. B. 462, S. B 770, bill to provide for working the public roads in the several townships of Anson County, passed its second and third readings and was ordered enrolled.

H. B. 644, S. B. 774, bill to authorize the Trustees of the Goldsboro Graded Schools to pay for their school building, passed its second and third readings and was ordered enrolled.

H. B. 419, S. B. 731, bill in regard to the registration of conditional sales, passed its second and third readings and was ordered enrolled.

S. B. 750, bill to confirm and make valid Patent No. 8841, issued 12th December, 1888, was,

On motion of Mr. Bellamy, recommitted to the Committee on Judiciary.

S. B. 751, bill to amend an act to compel personal representatives to plead the statute of limitations, ratified 10th February, 1891, and to postpone the operations of the same,

passed its second and third readings, was ordered sent to the House of Representatives without engrossment.

H. B. 304, S. B. 700, bill to amend section 2968 of *The Code*, passed its second and third readings and was ordered enrolled.

H. B. 418, S. B. 723, bill to prevent fragmentary appeals in supplementary proceedings, was,

On motion of Mr. Paine, laid on the table.

UNFINISHED BUSINESS.

The report of the committee of conference on amendments to

S. B. 175, H. B. 762, bill to provide for the general supervision of railroads, steamboat and canal companies, and doing business in this State, was taken up as unfinished business of the morning session.

The report was adopted and the bill was ordered enrolled.

THE CALENDAR

was resumed.

H. B. 540, S. B. 725, bill to protect stock in the vicinity of Greenville, passed its second reading.

H. B. 529, S. B. 683, bill to amend the charter of Scotia Seminary, Cabarrus County, passed its second and third readings and was ordered enrolled.

H. B. 270, S. B. 692, bill to prohibit the manufacture and sale of spirituous liquors within two miles of the Methodist Church in Whittier, Swain County, passed its second and third readings and was ordered enrolled.

H. B. 608, S. B. 694, bill to amend section 713 of *The Code*, was,

On motion of Mr. Aycock, laid on the table.

H. B. 386, S. B. 681, bill to authorize and empower the Board of Commissioners of Yadkin County to sell lands belonging to said county and to purchase land for said

county and other purposes, passed its second and third readings and was ordered enrolled.

H. B. 334, S. B. 685, bill to limit the time when county bonds shall be issued for railroad purposes amending chapter 479, Laws of 1889, passed its second and third readings and was ordered enrolled.

H. B. 528, S. B. 691, bill to authorize the Raleigh Bank further time to organize, passed its second and third readings and was ordered enrolled.

H. B. 305, S. B. 679, bill to protect deer in Wayne County, passed its second and third readings and was ordered enrolled.

H. B. 621, S. B. 696, bill to amend section 2, chapter 39, Laws of 1887, was,

On motion of Mr. Bell, laid on the table.

H. B. 610, S. B. 695, bill to amend chapter 182, Laws of 1889, passed its second and third readings and was ordered enrolled.

H. B. 417, S. B. 687, bill to protect married women, was,

On motion of Mr. Bell, laid on the table.

H. B. 739, S. B. 638, bill to incorporate the Fayetteville Compress and Storage Company, on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second and third readings, the Senate amendment was ordered engrossed and sent to the House of Representatives.

H. B. 202, S. B. 729, bill to authorize the Treasurer of Gaston County to pay a school claim, passed its second and third readings and was ordered enrolled.

H. B. 337, S. B. 686, bill to incorporate the Faison Cemetery Association, passed its second and third readings and was ordered enrolled.

H. B. 276, S. B. 300, bill to change the times for holding the Fall Terms of certain courts in the Fifth Judicial Dis-

trict, passed its second and third readings and was ordered enrolled.

S. B. 655, bill for the better protection of the lives and property of the citizens of New Bern, on its second reading.

The amendment reported by the Committee on Propositions and Grievances was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 447, S. B. 496, bill to define the authority of the official acts of Notaries Public in North Carolina, passed its second and third readings and was ordered enrolled.

H. B. 373, S. B. 724, bill in relation to obstructions on public ways, passed its second and third readings and was ordered enrolled.

H. B. 372, S. B. 726, bill to amend section 1267 of *The Code* in regard to deeds, passed its second and third readings and was ordered enrolled.

H. B. 328, S. B. 719, bill to repeal chapter 219, Laws of 1889, was,

On motion of Mr. Bell, laid on the table.

S. B 747, bill to increase the public school fund, was,

On motion of Mr. Bell, laid on the table.

H. B. 1024, S. B. 888, bill to incorporate the Marion Banking and Industrial Company of McDowell County, passed its second and third readings and was ordered enrolled.

H. B. 434, S. B. 769, bill for the relief of the North Carolina Industrial Association, on its second reading.

The amendment reported by the Committee on Agriculture, Mechanics and Mining was adopted.

On motion, the Senate adjourned until to-morrow morning at 10 o'clock.

FORTY-FOURTH DAY.

SENATE CHAMBER, February 26, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

The Journal of yesterday was approved.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Aycock, S. B. 736, bill for the relief of citizens of Moore County, recommending it do pass;

H. B. 650, S. B. 854, bill to authorize and empower the Board of Commissioners of Anson County to issue bonds to complete and repair court-house and repair the jail, recommending it do pass.

By Mr. Hobson, H. B. 767, S. B. 864, bill to regulate the fence and stock law in Brunswick County, recommending that it do not pass;

H. B. 545, S. B. 890, bill to establish a ferry across the Yadkin river in Wilkes County, recommending it do pass.

By Mr. Chesson, S. B. 765, bill to fix and define the boundary line between the counties of Sampson and Johnston, recommending it do pass;

S. B. 543, bill requiring railroads to redeem unused tickets, recommending it do not pass;

H. B. 475, S. B. 889, bill to amend chapter 426, Laws of 1889, in relation to Falling Creek, Wayne County, recommending it do pass.

By Mr. White, H. B. 738, S. B. 863, bill to locate the State line between Graham County, N. C., and the State of Tennessee, recommending it do pass.

By Mr. Parker, H. B. 649, S. B. 831, bill to prevent the sale of spirituous liquors in Gaston County, recommending it do pass;

S. B. 756, bill to prohibit the sale of all intoxicating liquors in the town of Whiteville, recommending it do not pass;

H. B. 873, bill to prevent the sale of intoxicating liquors in School District No. 32, Cleveland County, recommending its passage.

By Mr. Durham, H. B. 357, S. B. 680, bill to incorporate benevolent religious burying societies, recommending it do not pass.

By Mr. Aycock, H. B. 719, S. B. 893, bill to provide for the free passage of fish in Catawba river, recommending it do pass with an amendment.

From the Committee on Corporations:

By Mr. Twitty, H. B. 519, S. B. 812, bill to incorporate Mount Airy Light and Power Company, recommending it do pass;

H. B. 530, S. B. 684, bill to incorporate the Interstates Construction Company, recommending it do pass, with an amendment;

H. B. 715, S. B. 907, bill to amend the charter of the town of Gold Hill, Rowan County, recommending it do pass;

H. B. 847, S. B. 904, bill to amend chapter 170, Laws of 1889, entitled an act to incorporate the town of Bakersville, recommending it do pass;

H. B. 867, S. B. 915, bill to incorporate the town of Candor, Montgomery County, recommending it do pass.

By Mr. Wilcox, H. B. 531, S. B. 903, bill to incorporate the town of Montezuma, Mitchell County, recommending it do pass;

H. B. 661, S. B. 902, bill to incorporate Hope Mills, Cumberland County, N. C., recommending it do pass;

H. B. 655, S B. 857, bill to amend the charter of the Atlanta, Asheville and Baltimore Railway Company, recommending, by a majority of the committee, that it do pass.

By Mr. Courts, S. B. 715, bill to incorporate the Sea-board and Western Railroad Company, recommending, by a majority vote, that it do pass.

From the Committee on Education:

By Mr. Bell, S. B. 602, bill for the relief of Peter Murrill, of Lenoir County, recommending it do pass.

By Mr. Culbreth, for the Committee to fix Senatorial Districts, S. B. 1022, bill to fix and apportion the members of the Senate, recommending it do pass.

By Mr. Morgan, for the Committee on Finance, S. B. 917, bill for the relief of J. A. McRae, late Treasurer of Moore County, recommending it do pass.

By Mr. Butler, for the Committee on Internal Improvements, S. B. 587, bill to amend chapter 459, Laws of 1889, being an act to incorporate the Greensboro, Roxboro and Eastern Railroad Company, recommending it do pass, with an amendment.

By Mr. Aycock, for the Committee on Propositions and Grievances, S. B. 751, bill to make more equal the price paid for weighing cotton, recommending it do pass, with an amendment.

By Mr. Bellamy, for the Committee on Corporations, S. B. 951, bill to incorporate the North Carolina Company, recommending it do pass, with an amendment.

By Mr. Durham, for the Committee on Propositions and Grievances, H. B. 866, S. B. 913, bill to work public roads of Warren County by taxation, recomending it do not pass

Mr. Wilcox, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 784, a bill to be entitled an act to create a new township in Johnston County to be named Banner;

S. B. 783, a bill to be entitled an act to incorporate Monroe High School in Union County;

S. B. 278, a bill to be entitled an act to amend chapter 254, Laws of 1889, relative to a public school in the town of Littleton;

S. B. 777, a bill to be entitled an act to amend chapter 17 of the Private Laws of 1873–'74;

S. B. 785, a bill to be entitled an act to amend chapter 503, Laws of 1889, relating to the Road Law;

S. B. 670, a bill to be entitled an act to amend chapter 173 of the Laws of North Carolina passed at the session of 1885;

S. B. 710, a bill to be entitled an act to amend chapter 9, section 2327 of *The Code;*

S. B 711, a bill to be entitled an act to prevent the obstruction of Scuppernong River in Washington County;

S. B. 659, a bill to be entitled an act to amend section 5, chapter 17, Laws of 1885;

S. B. 748, a bill to be entitled an act to prevent stock from running at large in a portion of Rutherford County;

S. B. 798, a bill to be entitled an act to amend chapter 115, Laws of 1885, concerning stock law for Goldsboro Township;

S. B. 876, a bill to be entitled an act to improve the method of laying out and grading new roads in Rutherford County;

S. B. 712, a bill to be entitled an act to amend chapter 224, Laws of 1887, relative to detectives carrying concealed weapons;

S. B. 793, a bill to be entitled an act relating to the settlement of losses under fire insurance policies;

S. B. 664, a bill to be entitled an act to amend chapter 280 of the Laws of 1889;

S. B. 623, a bill to be entitled an act to change the Superior Courts of Greene County;

S. B. 607, a bill to be entitled an act to work certain prisoners on the roads in Johnston County;

S. B. 630, a bill to be entitled an act to protect riparian owners of land;

S. B. 621, a bill to be entitled an act to amend chapter 404 of the Laws of 1889;

S. B. 617, a bill to be entitled an act to amend chapter 73, Laws of 1885;

S. B. 157, a bill to be entitled an act to incorporate the Harper Fabric Company;

S. B. 619, a bill to be entitled an act to incorporate the Carolina Charity Association;

S. B. 629, a bill to be entitled an act to incorporate the First Presbyterian Church of Morganton;

S. B. 671, a bill to be entitled an act to reduce the number of Directors of the Acme Manufacturing Company;

S. B. 273, a bill to be entitled an act to incorporate the Shelby Improvement Company;

S. B. 789, a bill to be entitled an act to amend the charter of the C. M. Stedman Bucket Company of Wilmington, N. C.;

S. B. 114, a bill to be entitled an act to amend the Pension Law of 1889;

S. B. 345, a bill to be entitled an act in relation to Hertford County;

S. B. 541, a bill to be entitled an act to amend chapter 20 of the Private Laws of 1887;

S. B. 545, a bill to be entitled an act to protect deer;

S. B. 578, a bill to be entitled an act to authorize the town of Durham to issue school bonds;

Senate amendment to H B. 771, S. B. 599, a bill to be entitled an act to incorporate the Burgwyn Brothers Tobacco Company;

S. R. 885, a resolution to pay the Committee on Education traveling expenses;

S. B. 604, a bill to be entitled an act to amend the charter of the Maxton Building and Loan Association;

S. B. 337, a bill to be entitled an act to authorize the city of Wilmington to establish sewers and for other purposes;

Senate amendment to H. R. 581, S. R. 820, a resolution in reference to binding for the State Library.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Turner (by request), S. B. 952, bill to revise and consolidate the charter of Winston. Referred to the Committee on Corporations.

Also, S. B. 953, bill to prohibit the obstruction of Yadkin river and its tributaries in Wilkes County. Referred to the Committee on Propositions and Grievances.

By Mr. Butler, S. B. 954, bill to prohibit the manufacture and sale of spirituous liquors in certain localities in Sampson County. Placed on the Calendar.

By Mr. Morgan, S. B. 955, bill for the relief of Many's Neck Township, Hertford County. Referred to the Committee on Propositions and Grievances.

By Mr. Alston, S. B. 956, bill to repeal section 2218 of *The Code*. Placed on the Calendar.

By Mr. Parker, S. B. 957, bill to amend chapter 21 of *The Code* to establish a criminal court for the county of Hertford. Placed on the Calendar.

By Mr. Reid, S. B. 950, bill to authorize the Commissioners of McDowell County to levy a special tax to build a bridge. Placed on the Calendar.

By Mr. Butler, S. B. 959, bill to regulate the damages to be awarded to the parties whose stock may be killed or injured by railroads. Referred to the Committee on Judiciary.

By Mr. Bellamy, S. B. 960, bill to provide a rate of pilotage for coaling steamers and for other purposes. Placed on the Calendar.

By Mr. Wilcox (by request), S. B. 961, bill to authorize the cancellation of certain unpaid taxes in Moore County. Referred to the Committee on Finance.

By Mr. Culbreth, S. B. 962, bill to fix the apportionment of the members of the Senate. Referred to the Joint Select Committee on arranging Senatorial Districts.

By Mr. McLarty, S. B. 963, bill to prohibit the sale of spirituous liquors within three miles of certain churches in Lenoir County. Placed on the Calendar.

By Mr. Bellamy, S. B. 964, bill to amend chapter 167, Laws of 1885, relative to a free ferry across North-east river. Referred to the Committee on Propositions and Grievances.

By Mr. Grigsby, S. B. 965, bill for the relief of Lewis J. Davis of Ashe County. Placed on the Calendar.

By Mr. Freeman, S. B. 966, bill to amend the charter of the town of Wilson. Placed on the Calendar.

S. B. 967, bill to prevent live stock from running at large in certain portions of Franklin County. Placed on the Calendar.

By Mr. Butler, S. B. 968, bill to create a commission to prepare propositions for the amendment and revision of the Constitution, and revise the laws relating to the organization and regulation of private corporations, and relating to regulating under general laws other than local matter, and also equalization of assessments for purposes of taxation. Referred to the Committee on Judiciary.

By Mr. Turner (by request), S. B. 969, bill to regulate the reporting of the opinions of the Supreme Court. Referred to the Committee on Judiciary.

By Mr. Russell, S. R. 1004, resolution to pay expenses of Committee on Education. Placed on the Calendar.

The morning hour expires.

Leave of absence is granted to Mr. Walser for to-day.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives informing the Senate that that honorable body had refused to concur in Senate amendments to H. B. 363, S. B. 416, bill to incorporate the Phœnix Hook and Ladder Company, of Washington, N. C., and asking a committee of conference thereon.

The proposition to appoint a committee of conference thereon was agreed to, and the President appointed as conferees on the part of the Senate, Messrs. Morgan, Atwater and Freeman.

A message was also received from the House of Representatives transmitting a mess ge from His Excellency the Governor, with the accompanying annual report of Sam. L. Smith, chairman of the Board of Directors of the Oxford Orphan Asylum, for the year ending December 31, 1890, with a proposition to print.

The proposition to print was, on motion of Mr. King, concurred in.

On motion of Mr. Bellamy, H. B. 866, S. B. 913, bill to work public roads of Warren County by taxation, was recommitted to the Committee on Propositions and Grievances.

On motion of Mr. Butler, it was ordered that the following letter be read and spread upon the Journal:

"*Senator Marion Butler, Senate Chamber:*

"DEAR SIR — Will you please accept our grateful recognition of your able presentation of the bill providing for a temperance education for the childhood of our State, and extend, in our behalf, to every Senator our sincere thanks for their votes for this beneficent measure.

Very heartily,

THE MOTHERS OF NORTH CAROLINA,

As represented by the Woman's Christian Temperance Union.

February 25, 1891."

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives informing the Senate that that honorable body had concurred in the proposition of the Senate to raise a joint select committee to take into consideration the proposition of the Wilmington and Weldon Railroad Company relative to its

exemption from taxation and the re-chartering of the Petersburg Railroad Company, and that the Speaker had appointed as the House branch of such committee, Messrs. Bryan of Wayne, Jones, Holman, Hall of Halifax, and Philips of Nash.

The President appointed as the Senate branch of such committee, Messrs Turner, Twitty and Paine.

A message is also received from the House of Representatives informing the Senate that the House of Representatives had concurred in the proposition of the Senate to go into the election of Trustees of the University on Friday next at 11 o'clock A. M., and that the Speaker had appointed as tellers on the part of the House of Representatives, Messrs. Alexander and Gilmer.

The President appointed as tellers on the part of the Senate, Messrs. Avery and McLean.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 571, S. B. 899, bill to levy an assessment upon the real estate in stock-law boundaries in Johnston County, on its second reading.

On motion of Mr. Aycock, the bill was recommitted to the Committee on Propositions and Grievances.

S. B. 884, bill to incorporate the town of North Durham, passed its third reading, ayes 35, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts Culbreth, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Russell, Skinner, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 35.

The bill was ordered sent to the House of Representatives without engrossment.

H. B. 824, S. B. 911, bill to authorize the Commissioners of Wake County to issue bonds to fund and pay the present bonded indebtedne s at a low rate of interest, passed its third reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Turner, Twitty, White, Wilcox and Williams — 32.

The bill was ordered enrolled.

H. B. 356, S. B. 733, bill to incorporate the town of Jonesville in Yadkin County, passed its third reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Turner, Twitty, White and Wilcox — 34.

The bill was ordered enrolled.

H. B. 701, S. B. 698, bill to amend the charter of the town of Stanton, Beaufort County, passed its third reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Aycock, Bell, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Speight, Turner, Twitty, White and Wilcox — 31.

The bill was ordered enrolled.

H. B. 886, S. B. 913, bill to work public roads of Warren County by taxation, was,

On motion of Mr. Bellamy, recommitted to the Committee on Propositions and Grievances.

S. B. 834, bill to establish a graded school in District No. 7 in Cherokee County, passed its third reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Bell, Bellamy, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Speight, Turner, Twitty, White and Wilcox — 33.

The bill was ordered sent to the House of Representatives without engrossment.

H. B. 575, S. B. 832, bill to amend the charter of the town of Bryson City in Swain County, N. C., passed its third reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Speight, Turner, Twitty, White and Wilcox — 34.

The bill was ordered enrolled.

H. B. 496, S. B. 811, bill to incorporate the town of Hobgood in Halifax County, passed its third reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Speight, Turner, Twitty, White and Wilcox — 36.

The bill was ordered enrolled.

H. B. 633, S. B. 728, bill to incorporate the town of Mountain Island in Gaston County, passed its third reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Speight, Turner, Twitty, White and Wilcox — 35.

The bill was ordered enrolled.

S. B. 957, bill to amend chapter 21 of *The Code*, to establish a criminal court for Hertford County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

Mr. Bellamy moved to reconsider the vote by which H. B. 434, S. B. 769, bill for the relief of the North Carolina Industrial Association failed to pass its second reading on yesterday. The motion prevailed, and the bill was taken up on its second reading.

On motion of Mr. Bellamy, the bill was passed over informally.

S. B. 958, bill to authorize the Commissioners of McDowell County to levy a special tax to build a bridge, passed its second reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Speight, Turner, Twitty, White and Wilcox — 35.

H. B. 649, S. B. 831, bill to prevent the sale of spirituous liquors in Gaston County, passed its second and third readings and was ordered enrolled.

S. B. 962, bill to apportion the members of the Senate, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 99, S. B. 767, bill to amend section 2589 of *The Code*, so as to increase the public school tax to fourteen cents on property and forty-two cents on the poll, on its second reading.

The amendment reported by the Committee on Education was read.

Mr. Avery moved to amend:

Strike out section 1 and insert the following in lieu thereof—

"SEC. 1. That in addition to the tax levied upon the people of the whole State for the maintenance and support of the public schools provided for in section 2589 of *The Code*, the Board of Commissioners of any county in the State may levy annually for such purpose a special tax of not more than twelve and one-half cents on every one hundred dollars worth of property and credits in the State and thirty-seven and one-half cents on every poll: *Provided*, a majority of the qualified voters of such county shall, at an election to be held in the manner and upon the conditions hereafter specified vote for the levy of said tax.

"The Board of County Commissioners shall not in any instance have power to order an election except upon petition or petitions signed by one-third of the registered voters of such county, but upon the petition of such number of registered voters the said Board of Commissioners shall have the power and it shall be their duty, after thirty days' advertisement in some newspaper published in the county, or (in case there is no such newspaper), after notices posted for thirty days at each polling precinct, to order an election to be held in the same manner and subject to the same rules and regulations as are prescribed by law for holding elections for members of the General Assembly to ascertain

whether or not a majority of the qualified voters of such county are in favor of making the levy as aforesaid upon the property and poll of the county.

"If at such election so ordered and held a majority of the qualified voters of such county shall cast a ballot whereon shall be printed or written 'For Schools"; then the Board of Commissioners of such county, to whom the abstracts and returns of such election shall be made, shall, after revising the said returns of the Board of County Canvassers so declare the result of such election, and shall have the power and it shall be their duty, without the approval of the majority of the Justices of the Peace for the county, to add to the next annual levy made for county purposes, to be collected in the same manner, the said tax of twelve and one-half cents on the one hundred dollars worth of property and credits, and thirty-seven and one-half cents on the poll. But if at such election a majority of the qualified voters of the county shall cast a ballot on which shall be written or printed the words 'Against Schools'; then such Board of Commissioners shall not have power to levy such tax."

On motion, the bill was postponed until to-morrow, and made the special order for 12 o'clock noon of that day.

H. B. 314, S. B. 375, bill to incorporate the Yonahlossee Road Company, and to authorize the construction of a turnpike road between Linville, N. C., and Blowing Rock, N. C., on its second reading.

The amendment reported by the Committee on Internal Improvements was adopted.

The bill passed its second and third readings; the Senate amendment was ordered engrossed and sent to the House of Representatives.

House amendment to S. B. 346, H. B. 758, bill to authorize the Board of Commissioners of Stanly County to issue bonds to build a court-house, was,

On motion of Mr. Paine, concurred in, and the bill was ordered enrolled.

H. B. 207, S. B. 505, bill to prevent gambling at agricultural fairs, passed its second and third readings, and was ordered enrolled.

H. B. 427, S. B. 495, bill to authorize the Board of Commissioners of Pitt County to make an appropriation for building a road or highway near Greenville, on its second reading.

The amendments reported by the Committee on Agriculture, Mechanics and Mining were adopted.

The bill passed its second and third readings, the Senate amendments were ordered engrossed and sent to the House of Representatives.

S. B. 924, bill to prevent habitual drunkenness, was,

On motion of Mr. Aycock, referred to the Committee on Judiciary.

S. B. 533, bill to amend an act entitled an act to incorporate the Baltimore Gold and Silver Mining and Smelting Company by changing its name, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 308, S. B. 508, bill in relation to lawful fences in Pamlico County, passed its second and third readings and was ordered enrolled.

H. B. 39, S. B. 512, bill to prohibit the sale of cigarettes to minors, on its third reading.

The bill passed its third reading, and the Senate amendment was ordered engrossed and sent to the House of Representatives.

S. B. 606, bill to authorize the State Board of Education to invest the funds from sale of swamp lands, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 829, S. B. 948, bill relating to the public roads of Granville County, passed its second reading, ayes 29, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Chesson, Courts, Davis of Franklin, Freeman, Greene of Wake, Grigsby, Hobson, Lucas, McLean, McLarty, Morgan, Reid, Russell, Skinner, Twitty, White and Wilcox — 29.

H. B. 537, S. B. 530, bill declaring the county of Rowan under the operations of the stock law, passed its second and third readings and was ordered enrolled.

H. B. 93, S. B. 588, bill to authorize the sale of lands in certain cases where contingent interests are given and the persons to take are not *in esse*, was,

On motion of Mr. Twitty, laid on the table.

H. B. 53, S. B. 589, bill in relation to dower, was,

On motion of Mr. Bellamy, laid on the table.

H. B. 605, S. B. 592, bill to amend section 10, chapter 216, Private Laws of 1889, passed its second reading.

S. B. 577, bill to incorporate the Elizabeth City Ferry, was, by consent, withdrawn by Mr. Morgan.

H. B. 438, S. B. 730, bill to amend the School Law of 1889, passed its second and third readings and was ordered enrolled.

H. B. 730, S. B. 637, bill to authorize the Commissioners of Alleghany County to levy a special tax, passed its second reading, ayes, 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Freeman, Grigsby, Hobson, King, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Speight, Turner, Twitty, White and Wilcox — 31.

S. B. 801, bill for the better protection of fish in the streams of Orange and Durham counties, passed its second and third readings and was ordered engrossed and sent to the House of Representatives.

S. B. 708, bill to incorporate the United Mining and Manufacturing Company, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 715, bill to incorporate the Sea-board and Winston Railway Company, passed its second reading, ayes 17, noes 9, as follows:

Those voting in the affirmative were:

Messrs Allen of Granville, Ardrey, Bell, Bellamy, Bryan, Culbreth, Davis of Franklin, Freeman, Greene of Wake, Lucas, McLean, McLarty, Morgan, Parker, Reid, Russell and Wilcox — 17.

Those voting in the negative were:

Messrs. Aycock, Bishop, Bowers, Butler, Hobson, Paine, Speight, Twitty and Williams — 9.

H. B. 96, S. B. 594, bill to amend section 647 of *The Code*, relating to the bonds of constables, passed its second and third readings and was ordered enrolled.

H. B. 428, S. B. 727, bill to authorize the Commissioners of Pitt County to sell their poor-house and purchase land to rebuild the same, passed its second and third readings and was ordered enrolled.

H. B. 617, S. B. 595, bill to amend section 2834 of *The Code*, passed its second and third readings and was ordered enrolled.

H. B. 353, S. B. 635, bill to authorize the Commissioners of Pamlico County to levy a special tax, passed its second reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bishop, Bowers, Bryan, Bull, Butler, Courts, Culbreth, Davis of Franklin, Greene of Wake, Grigsby, Hobson, King, Lucas, McLarty, Morgan, Paine, Parker, Reid, Russell, Speight, Twitty, White and Wilcox — 29.

H. B. 742, S. B. 699, bill to authorize the Commissioners of Northampton County to issue bonds to build a jail and

levy a special tax, passed its second reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Grigsby, Hobson, King, Lucas, McLarty, Morgan, Paine, Parker, Reid, Russell, Speight, Turner, Twitty, White and Williams — 31.

H. B. 709, S. B. 821, bill to amend sections 2831, 2832 and 2834 of *The Code* so as to exempt Montgomery County from its operations, passed its second and third readings and was ordered enrolled.

H. B. 553, S. B. 702, bill to authorize the Board of County Commissioners to grant license to maimed Confederate soldiers to peddle goods, etc., passed its second and third readings and was ordered enrolled.

H. B. 448, S. B. 776, bill to repeal chapter 14, Private Laws of 1885, passed its second and third readings and was ordered enrolled.

H. B. 429, S. B. 808, bill to amend section 1016 of *The Code* in relation to embezzlement, passed its second and third readings and was ordered enrolled.

H. B. 491, S. B. 809, bill to provide for the payment of interest on the bonds of Hotel Township, Surry County, passed its second and third readings and was ordered enrolled..

H. B. 643, S. B. 830, bill to amend chapter 67, Laws of 1887, in relation to contracts made by railroads or other corporations, passed its second and third readings and was ordered enrolled.

H. B. 606, S. B. 833, bill to amend the charter of the Cabarrus and Stanly Railroad Company, passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Bell, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts,

Davis of Franklin, Davis of Haywood, Durham, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Paine, Parker, Reid, Russell, Speight, Turner, Twitty, White, Wilcox and Williams — 32.

H. B. 494, S. B. 846, bill to authorize the Commissioners of Brunswick County to levy a special tax, passed its second reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Atwater, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Davis of Franklin, Davis of Haywood, Freeman, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Speight, Turner, Twitty, White, Wilcox and Williams — 33.

H. B. 541, S. B. 849, bill to extend the corporate limits of the town of Grifton, Pitt County, passed its second reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Atwater, Bell, Bishop, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Grigsby, Hobson, King, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Turner, Twitty, White and Wilcox — 28.

H. B. 521, S. B. 848, bill to exempt from mortgage sale property to the amount of twenty-five dollars in value, was,

On motion of Mr. Morgan, recommitted to the Committee on Finance.

S. B. 587, bill to amend chapter 459, Laws of 1889, being an act to incorporate the Greensboro, Roxboro and Eastern Railway Company, on its second reading.

The amendments reported by the Committee on Internal Improvements were adopted.

The bill passed its second reading, ayes 27, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Speight, Turner, Twitty and Wilcox — 27.

H. B. 522, S. B. 845, bill to amend chapter 341, Laws of 1889, in relation to criminal statistics, failed to pass its second reading.

H. B. 547, S. B. 850, bill to amend section 3749 of *The Code* in relation to fees of Notaries Public, was,

On motion of Mr. Twitty, laid on the table.

H. B. 548, S. B. 861, bill to amend chapter 239, Laws of 1887, passed its second and third readings and was ordered enrolled.

H. B. 654, S. B. 856, bill to enable the Commissioners of Cleveland County to build a jail, passed its second reading, ayes 33, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Bell, Bishop, Bowers, Bryan, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Skinner, Speight, Turner, Twitty, White, Wilcox and Williams — 33.

H. B. 729, S. B. 860, bill to amend section 1750 of *The Code*, passed its second and third readings and was ordered enrolled.

H. B. 736, S. B. 862, bill to authorize the Commissioners of Graham County to perfect the public records of said county, passed its second and third readings and was ordered enrolled.

H. B. 724, S. B. 894, bill to amend the charter of Black Creek, Wilson County, passed its second and third readings and was ordered enrolled.

H. B. 798, S B. 896, bill to amend chapter 113, Private Laws of 1874–'75, incorporating the town of Albemarle, passed its second reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Grigsby, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Speight, Turner and Twitty — 29.

S. B. 618, bill to amend chapter 402, Laws of 1887, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 982, S. B. 950, bill to promote and protect the oyster industry of the State, was,

On motion of Mr. Lucas, withdrawn from the Committee on Fish and Fisheries and placed on the Calendar.

On his further motion, the bill was taken up on its second reading and postponed until Monday next, 30th inst., and made special order for 12 o'clock noon of that day.

H. B. 716, S. B. 865, bill to repeal section 3, chapter 204, Laws of 1879, passed its second and third readings and was ordered enrolled.

H. B. 809, S. B. 900, bill to charter the town of Lumber Bridge in Robeson County, passed its second reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Bell, Bishop, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Grigsby, King, Lucas, McLean, McLarty, Paine, Parker, Reid, Russell, Speight, Turner, Twitty, White, Wilcox and Williams — 29.

H. B. 550, S. B. 905, bill to incorporate the town of Jamesville, Martin County, passed its second reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Bell, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Grigsby, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Speight, Turner, Twitty and White — 28.

S. B. 917, bill for the relief of G. A. McRae, late Treasurer of Moore County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 736, bill for the relief of citizens of Sanford, Moore County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 723, S. B. 909, bill to amend the charter of the town of Lucama, passed its second reading, ayes 27, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Chesson, Culbreth, Davis of Franklin, Freeman, Grigsby, King, Lucas, Morgan, Paine, Parker, Russell, Speight, Turner, Twitty, White, Wilcox and Williams — 27.

S. B. 923, bill to amend chapter 221, Private Laws of 1889, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 362, S. B. 682, bill to amend the charter of the town of Hot Springs, passed its second reading, ayes 27, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bishop, Bull, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Freeman, King, Lucas, Morgan, Paine, Parker, Reid, Russell, Speight, Turner, Twitty, White, Wilcox and Williams — 27.

H. B. 704, S. B. 815, bill to amend section 2799 of *The Code* in relation to lawful fences, passed its second reading.

H. B. 355, S. B. 732, bill to amend chapter 361, Laws of 1889, in regard to public roads, passed its second reading.

H. B. 289, S. B. 632, bill to change the statute of limitations as to prosecutions for assaults and batteries and affrays where no deadly weapon is used, was,

On motion of Mr. Twitty, laid on the table.

H. B. 291, S. B. 634, bill to amend section 1014 of *The Code* in relation to embezzlement, passed its second and third readings and was ordered enrolled.

H. B. 410, S. B. 642, bill for the relief of W. R. Harris, Clerk of the Superior Court of Montgomery County, was,

On motion of Mr. Bell laid on the table.

H. B. 700, S. B. 643, bill to amend chapter 10, section 3, Laws of 1876–'77, passed its second and third readings and was ordered enrolled.

On motion of Mr. Bishop, S. B. 791, bill to amend section 5, chapter 198, Laws of 1889, relating to the Pension Law, was withdrawn from the Committee on Military Affairs and placed on the Calendar.

On his further motion, the bill was taken up on its second reading; and,

On motion, was referred to the Committee on Propositions and Grievances.

Mr. White asked and obtained consent to be relieved from further duty on the Committee on Enrolled Bills.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed copies of bills and resolutions, which were read the first time and disposed of as follows:

H. B. 639, S B. 970, bill to empower the Commissioners of Carteret County to levy a special tax. Referred to the Committee on Finance.

H. B 538, S. B. 971, bill to increase the power of the Board of Public Charities. Referred to the Committee on Judiciary.

H. B. 431, S. B. 972, bill to amend the charter of the town of Highlands, Macon County. Placed on the Calendar.

H. B. 689, S. B. 973, bill to amend section 3635 of *The Code*, relating to Supreme Court Library. Placed on the Calendar.

H. B. 799, S. B. 974, bill to incorporate the town of Portia in McDowell County. Placed on the Calendar.

H. B. 577, S. B. 975, bill to amend section 2242 of *The Code* in relation to the admission of Indians to the white insane asylums of North Carolina. Referred to the Committee on Insane Asylums.

H. R. 216, S. R. 976, resolution in regard to printing extra copies of the biennial report of the Board of Health. Referred to the Committee on Printing.

H. B. 693, S. B. 977, bill to amend the charter of the Asheville Fast Line and Suburban Railway Company. Referred to the Committee on Corporations.

H. B. 667, S. B. 978, bill to amend chapter 45, Private Laws of 1889. Referred to the Committee on Judiciary.

H. B. 682, S. B. 979, bill to repeal chapter 307 of the Laws of 1887, making Justices of the Peace ineligible to the office of County Commissioner. Referred to the Committee on Judiciary.

H. B. 539, S. B 980, bill to amend chapter 85, Private Laws of 1885. Referred to the Committee on Judiciary.

H. B. 698, S. B. 981, bill for the relief of the Clerk of the Superior Court of Cumberland County. Referred to the Committee on Judiciary.

H. B. 556, S. B. 982, bill to incorporate two academies in the town of Asheville. Referred to the Committee on Corporations.

H. B. 660, S. B. 983, bill to fix the fees of Justices of the Peace, Constables and Sheriffs under chapter 40, Vol. I of *The Code* in relation to landlords and tenants. Referred to the Committee on Judiciary.

H. B. 413, S. B. 984, bill to allow the Treasurer of Randolph County to pay a school claim. Referred to the Committee on Education.

H. B. 665, S. B. 985, bill to authorize the County Commissioners of Alamance County to sell poor-house property. Referred to the Committee on Propositions and Grievances.

H. B. 582, S. B. 986, bill to repeal section 3111, chapter 32 of *The Code* in relation to local option. Referred to the Committee on Propositions and Grievances

H. B. 570, S. B. 987, bill to prevent obstruction of the North-east River. Referred to the Committee on Propositions and Grievances.

H. B. 579, S. B. 988, bill to restrict fishing in Columbus and Brunswick Counties. Referred to the Committee on Fish and Fisheries.

H. B. 916, S. B. 989, bill to authorize the Commissioners of Concord to issue bonds. Referred to the Committee on Finance.

H. B. 1015, S. B. 990, bill to incorporate the town of Buena Vista in the County of Buncombe. Referred to the Committee on Corporations.

H. B. 657, S. B. 991, bill to incorporate the North Carolina Electric Power Company. Referred to the Committee on Corporations.

H. B. 664, S. B. 992, bill to exempt Cumberland Mills from the operations of chapter 280, Laws of 1889. Referred to the Committee on Judiciary.

H. R. 1158, S. R. 993, resolution providing for the adjournment *sine die* on Monday, March 9th. Placed on the Calendar.

H. B. 806, S. B. 994, bill to incorporate the Murphy Banking Company.

H. B 990, S. B. 995, bill to amend chapter 339, Laws of 1885. Referred to the Committee on Judiciary.

H. B. 777, S. B. 996, bill to incorporate the New York and Wilmington Improvement and Banking Company. Referred to the Committee on Corporations.

H. B. 907, S. B. 997, bill to amend section 2043 of *The Code*. Referred to the Committee on Judiciary.

H. B. 875, S. B. 998, bill to prevent the destruction of public gates in Lenoir County. Referred to the Committee on Propositions and Grievances.

H. B. 807, S. B. 999, bill to provide for the support of the North Carolina Institution for the Deaf, Dumb and Blind. Placed on the Calendar.

H. B. 949, S. B. 1000, bill to regulate the collection of taxes in the counties of Wayne and Mecklenburg. Placed on the Calendar.

H. B. 977, S. B. 1001, bill to provide for working the public roads and highways of Clay and other counties. Placed on the Calendar.

H. B. 966, S. B. 1002, bill to amend chapter 21, Laws of 1885, entitled the charter of the town of Oxford. Placed on the Calendar.

H. R. 1144, S. R. 1003, resolution in regard to election of Railroad Commissioners. Placed on the Calendar.

On motion of Mr. King, the Senate adjourned until to-morrow morning at 10 o'clock.

FORTY-FIFTH DAY.

SENATE CHAMBER, February 27, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Mr. Hall, of the city.

The Journal of yesterday was approved.

Leave of absence was granted Mr. Bull until Monday.

PETITIONS.

Petitions were presented and disposed of as follows:

By Mr. Bowers, petition from citizens of Brinkleyville Township asking the repeal of the stock law in Halifax County. Referred to the Committee on Agriculture, Mechanics and Mining.

Petition from magistrates of Halifax County, asking that magistrates be paid for their public service. Referred to the Committee on Judiciary.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Aycock, S. B. 964, bill to amend chapter 167, Laws of 1885, relative to a free ferry across North-east river, recommending it do pass.

By Mr. Twitty, S. B. 527, bill supplemental to an act to create Salem Township, Granville County, recommending it do not pass, but recommending a substitute.

By Mr. Parker, S. B. 953, bill to prohibit the obstruction of the Yadkin river and its tributaries in Wilkes County, recommending it do pass.

From the Committee on Judiciary:

By Mr. Turner, the following bills with recommendations that they do severally pass:

H. B. 554, S. B. 944, bill to amend section 2, chapter 73, Private Laws of 1873–'74;

H. B. 538, S. B. 971, bill to increase the powers of the Board of Public Charities;

H. B. 415, S. B. 807, bill to amend section 2872 of *The Code*, as to fees, with an amendment;

H. B. 664, S. B. 992, bill to exempt Cumberland Mills from the operations of chapter 280, Laws of 1889;

H. B. 539, S. B. 980, bill to amend chapter 85, Private Laws of 1885.

By Mr. Turner, S. B. 875, bill to amend chapter 57, Vol. II of *The Code*, and for other purposes, recommending it do not pass;

H. B. 682, S. B. 979, bill to repeal chapter 307 of the Laws of 1887, making Justices of the Peace ineligible to the office of county commissioner, recommending it do not pass.

By Mr. Reid, S. B. 750, bill to confirm and make valid patent No. 8841, issued December 12, 1888, recommending it do pass.

S. B. 886, bill to repeal chapter 80, Laws of 1888, in regard to tax-collectors, recommending it do not pass.

By Mr. Avery, H. B. 990, S. B. 995, bill to amend chapter 339, Laws of 1885, recommending it do pass.

By Mr. Avery, H. B. 698, S. B. 981, bill for the relief of the Clerk of the Superior Court of Cumberland County, recommending it do not pass;

H. B. 667, S. B. 978, bill to amend chapter 45, Private Laws of 1889, recommending its passage.

By Mr. Bellamy, S. B. 969, bill to regulate the reporting of the opinions of the Supreme Court, recommending it do pass;

H. B. 660, S. B. 983, bill to fix the fees of Justices of the Peace, recommending it do not pass;

S. B. 878, to permit the Commissioners of New Hanover County to exempt certain foremen of factories and machine shops from jury duty, recommmending its passage;

H. B. 907, S. B. 997, bill to amend section 2043 of *The Code*, relating to the service of road orders, recommending its passage;

H. B. 727, S. B 895, bill to transfer certain records from Forsyth to Stokes County, recommending its passage.

From the Committee on Education:

By Mr. Bell, S. B. 800, bill to allow the Commissioners of the town of Louisburg to sell, convey and make title to the female college property in said town, recommending it do pass.

From the Committee on Corporations:

By Mr. Aycock, H. B. 563, S. B. 945, bill to amend the charter of the town of Henderson, recommending it do pass;

H. B. 846, S. B. 938, bill supplemental to an act to amend the charter of the town of Edenton, recommending it do pass.

By Mr. Twitty, H. B. 1015, S. B. 990, bill to incorporate the town of Buena Vista, Buncombe County, recommending it do pass;

H. B. 915, S. B. 936, bill to amend the charter of the town of Concord, recommending it do pass.

By Mr. Turner, H. B. 556, S. B. 982, bill to incorporate the two academies in the town of Ashboro, recommending it do pass.

By Mr. Williams, H. B. 693, S. B. 977, bill to amend the charter of the Asheville Fast Line and Suburban Railway Company, recommending it do pass, with an amendment;

H. B. 657, S. B. 991, bill to incorporate the North Carolina Electric Power Company, recommending it do pass, with an amendment.

By Mr. Ardrey, S. B. 921, bill to amend chapter 139, Private Laws of 1889, recommending it do pass.

S. B. 521, bill to incorporate the North Carolina Live-Stock Association, recommending it do pass, with an amendment;

H. B. 777, S. B. 996, bill to incorporate the New York and Wilmington Land and Improvement Company, recommending it do pass;

H. B. 503, S. B. 820, bill to incorporate the Fayetteville Land and Improvement Company (Limited), recommending it do pass.

By Mr. Bellamy, H. B. 573, S. B. 773, bill to incorporate the Scotland Neck Bank, recommending it do pass;

H. B. 622, S B. 906, bill to amend the charter of the town of Pilot Mountain, Surry County, recommending it do pass, with an amendment;

H. B. 831, S. B. 912, bill to amend the charter of the town of Salisbury, recommending it do pass.

S. B. 842, bill to confirm and amend the incorporation and organization of the Panacea Springs and Hotel Company, recommending it do pass with amendments.

From the Committee on Finance:

By Mr. Speight, H. B. 835, S. B. 914, bill to authorize the Commissioners of Montgomery County to issue bonds, recommending it do pass;

H. B. 879, S. B. 941, bill to permit the town of Madison in Rockingham County to levy a special tax, recommending it do pass.

By Mr. Stanford, S. B. 877, bill for the relief of J. B. Chesson, ex-Sheriff of Washington County, recommending it do pass.

H. B. 517, S. B. 720, bill to authorize the Commissioners of Greenville to issue bonds, recommending it do pass;

H. B. 669, S. B. 901, bill to authorize the Commissioners of Chowan County to levy a special tax, recommending it do pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Davis of Franklin, H. B. 688, S. B. 858, bill to incorporate the Farmers' Alliance Exchange at Richmond, Chatham County, recommending it do pass.

By Mr. McLean, S. B. 663, bill to appoint cotton weigher for the town of Tarboro, Edgecombe County, recommending it do pass.

From the Committee on Internal Improvements:

By Mr. Butler, H. B. 551, S. B. 949, bill to incorporate the Norfolk, Wilmington and Charleston Railroad Company, recommending it do pass, with amendments.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Grigsby, S. B. 930, bill to amend chapter 503, Laws of 1889, relating to public roads in Northampton County, recommending it do pass.

By Mr. Greene, H. B. 712, S. B. 891, bill to prohibit the hunting of opossums between the 1st. day of February and 1st. day of October in each year, recommending it do pass.

From the Committee on Education:

By Mr. Bell, S. B. 922, bill to incorporate the Saluda Seminary, recommending it do pass

From the Committee on Corporations:

By Mr. Bellamy, S. B. 839, bill to incorporate the Asheville, Cranberry and Pulaski City Railroad Company, recommending it do pass, with amendments.

By Mr. Turner, S. B. 952, bill to revise and consolidate the charter of Winston, recommending its passage.

Mr. Speight, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 97, a bill to be entitled an act to incorporate the Hot Springs, Webster and Savannah Railroad Company;

S. B. 758, a bill to be entitled an act to incorporate the town of Jacksonville in Onslow County;

S. B. 620, a bill to be entitled an act to amend chapter 154, Laws of 1883, as amended, so as to provide subscriptions to the capital stock of the Thomasville, Silver Valley and Pee Dee Railway Company;

S. B. 658, a bill to be entitled an act to amend chapter 228, Laws of 1885, being entitled an act to incorporate the Mt. Holly and Danville Railroad Company;

S. B. 782, a bill to be entitled an act to incorporate the Iredell Land and Construction Company.

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

H. B. 336, S. B. 816, an act to amend section 2755 of *The Code*, relative to authorized entries and grants;

S B. 135, H. B. 641, an act to amend section 2, chapter 355, Laws of 1887, relating to working convicts on public roads;

S. B. 665, H. B. 1010, an act to allow R. D. Jennings to register as a dentist;

H. B. 905, S. B. 887, an act to change the dividing line between the counties of Wilkes and Alleghany;

S. B. 582, H B. 1007, an act supplemen al to an act passed at this session (1891), amending chapter 280, Laws of 1889;

S. B. 549, H. B. 932, an act to amend section 2053, chapter 50 of *The Code;*

H. B. 652, S. B. 931, an act to provide for the study of the nature of alcoholic drinks and narcotics and of their effects upon the human system, in the public schools;

S. B. 580, H. B. 1147, an act to authorize the Wilmington, Onslow and East Carolina Railroad Company to change its name;

H. B. 620, S. B. 735, an act to incorporate the Waynesville Library Association in the county of Haywood, State of North Carolina;

S. B. 717, H. B 892, an act to amend the charter of the town of Durham in Durham County;

H. B. 624, S. B. 704, an act to incorporate the Belt Railroad Company;

H. B. 490, S. B. 677, an act to amend the charter of the Durham Water Company;

H. B. 773, S. B. 817, an act to incorporate the town of Kenilworth;

H. B. 468, S. B. 806, an act for the protection of birds in certain counties;

H. B. 776, S. B. 771, an act to repeal the charter of the Buncombe Turnpike Company;

H. B. 632, S. B. 688, an act to amend the charter of the town of Gastonia in the county of Gaston;

H. B. 770, S. B. 640, an act to amend the charter of the Bank of Henderson;

H. B. 343, S. B. 722, an act to amend section 658 of *The Code;*

H. B. 637, S. B. 852, an act to incorporate the Phœnix Hose Reel Company of Wilmington, N. C.;

H. B. 552, S. B. 813, an act to incorporate Golden Star Lodge, No. 1680, Grand United Order of Odd Fellows, of Fayetteville, N. C.;

H. B. 532, S. B. 510, an act to include Buncombe County under the stock law, except Black Mountain Township;

H. B. 572, S. B. 647, an act to apply the county taxes collected from the Atlantic, Henderson and Virginia Railroad Company among the townships and towns subscribing to the capital stock of said company;

H. B. 169, S. B. 645, an act to prevent the spread of cattle distemper;

H. B. 726, S. B. 867, an act to allow compensation to the Sheriff of Mecklenburg County;

H. B. 983, S. B. 734, an act to amend chapter 98 of the Laws of 1887, in regard to the election of the cotton weigher for Cabarrus County;

H. B. 379, S. B. 701, an act to prohibit stock from running at large in Colfax Township, Rutherford County;

H. B. 72, S. B. 443, an act to facilitate the cancellation of mortgages and deeds of trust;

H. B. 775, S. B. 826, an act to incorporate the Biltmore and Asheville Railroad Company;

H. B. 445, S. B. 689, an act to incorporate Mill Brook Cotton Mills;

H. B. 307, S. B. 693, an act to amend chapter 134, Laws of 1885, relating to roads and highways;

H. B. 904, S. B. 772, an act to incorporate the Scottish Brown-stone Company;

H. B. 407, S. B. 499, an act to amend the charter of the Cashie and Roanoke Railroad Company;

H. B. 651, S. B. 855, an act to authorize the Commissioners of Yancey County to levy a special tax;

S. B. 236, H. B. 744, an act to incorporate the Leaksville Collegiate Institute;

H. B. 421, S. B. 925, an act to amend section 709 of *The Code*, in relation to Pasquotank County;

H. B. 103, S. B. 446, an act to prohibit the sale of spirituous liquors in the town of Burgaw;

H. B. 627, S. B. 593, an act to amend chapter 89, Private Laws of 1883, entitled an act to amend and consolidate the acts incorporating the town of Lumberton;

S. B. 261, H. B. 507, an act to incorporate the Baptist Female University of North Carolina;

H. R. 580, S. R. 819, a resolution of instruction to the State Librarian.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time and disposed of as follows:

By Mr. Russell, S. R 1004, resolution to pay expenses of the Committee on Education. Placed on the Calendar.

By Mr. Bishop, S. B. 1005, bill to enable the Penitentiary to continue its operations. Placed on the Calendar.

By Mr. Parker, S. B. 1006, bill to amend the charter of the town of Murfreesboro. Placed on the Calendar.

By Mr. Bellamy, S. B. 1007, bill to provide for necessary repairs to the State University. Placed on the Calendar.

S. B. 1008, bill to incorporate the Mutual Insurance and Aid Society of Wilmington. Referred to the Committee on Corporations.

By Mr. Grigsby, S. B. 1009, bill for the relief of J. J. Bennett of Ashe County. Placed on the Calendar.

By Mr. Ardrey, S. B. 1010, bill to allow the city of Charlotte to issue bonds Placed on the Calendar.

By Mr. Butler, S. B. 1011, bill to suspend the operations of chapter 49, Vol. I of *The Code* in certain cases and repeal certain provisions in other acts. Referred to the Committee on Internal Improvements.

By Mr. Avery, S. B. 1012, bill to amend section 3751 of *The Code* so as to regulate and define the fees of registers of deeds in certain cases. Referred to the Committee on Judiciary.

By Mr. Avery, S. B. 1013, bill to amend sections 2015 and 2019 of *The Code* so as to provide compensation for supervisors of public roads. Referred to the Committee on Judiciary.

By Mr. King, S. B. 1014, bill to amend chapter 238, Laws of 1887, relating to the drainage of water-courses in Guilford County. Placed on the Calendar.

By Mr. Speight, S. B. 1015, bill to amend the charter of the town of Tarboro. Referred to the Committee on Corporations.

By Mr. Alston, S. B. 1016, bill to amend chapter 107, Laws of 1885, regulating fees for impounding stock in Warren County. Referred to the Committee on Propositions and Grievances.

By Mr. Galloway, S. B. 1017, bill to levy a special tax for Greene County. Referred to the Committee on Finance.

By Mr. Twitty, S. B. 1018, bill to amend chapter 16 of *The Code*, in regard to corporations. Referred to the Committee on Judiciary.

S. B. 1019, bill to amend chapter 374, Laws of 1889, prohibiting trusts in North Carolina. Referred to the Committee on Judiciary.

By Mr. Lucas, S. B. 1020, bill to extend the time for the cultivation of oysters. Referred to the Committee on Fish and Fisheries.

S. B. 1021, bill to incorporate the Far Creek Oyster Company. Referred to the Committee on Fish and Fisheries.

By Mr. King, S. B. 1022, bill supplemental to and to be a part of an act entitled an "act to make an apportionment of members of the Senate." Referred to the Committee on Senatorial Districts.

By Mr. Durham, S. B. 1023, bill to submit the question of prohibition to the qualified voters of Cleveland County. Referred to the Committee on Propositions and Grievances.

By Mr. Reid, S. B. 1024, bill to amend chapter 56, Private Laws of 1889. Referred to the Committee on Corporations.

By Mr. Bowers, S. B. 1025, bill to incorporate the town of Essex in Halifax County. Referred to the Committee on Corporations.

By Mr. Davis of Franklin, S. B. 1026, bill to relieve the disappointed portion of Sandy Creek Township, from the stock law. Placed on the Calendar.

By Mr. Bell, S. B. 1064, bill to amend chapter 174, Laws of 1885, in regard to county boards of education. Referred to the Committee on Education.

By Mr. Avery, S. B. 1065, bill to have printed captions of acts. Placed on the Calendar.

By Mr. Butler, S. B. 1066, bill to incorporate the Electro Typograph Company. Referred to the Committee on Corporations.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 355, S. B. 732, bill to amend chapter 361, Laws of 1889, in regard to public roads, passed its second and third readings and was ordered enrolled.

H. B. 704, S. B. 815, bill to amend section 2799 of *The Code*, in relation to lawful fences, passed its second and third readings and was ordered enrolled.

H. B. 362, S. B. 682, bill to amend the charter of the town of Hot Springs, passed its third reading, ayes 33, noes --, as follows:

Those voting the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Greene of Wake, Grigsby, Hobson, Lucas, McLarty, Parker, Reid, Rose, Russell, Skinner, Speight, Stanford, Turner, Twitty, and White — 33.

The bill was ordered enrolled.

H. B. 798, S. B. 896, bill to amend chapter 113, Private Laws of 1874–'75, to incorporate the town of Albemarle, passed its third reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Greene of Wake, Grigsby, Hobson, Lucas, McLean, McLarty, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Twitty and Walser — 34.

The bill was ordered enrolled.

H. B. 723, S. B. 909, bill to amend the charter of the town of Lucama, passed its third reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Davis of Franklin, Freeman, Greene of Wake, Grigsby, Hobson, Lucas, McLean, McLarty, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner, Twitty, and Walser—33.

The bill was ordered enrolled.

H. B. 494, S. B. 846, bill to authorize the commissioners of Brunswick County to levy a special tax, passed its third reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Freeman, Greene of Wake, Hobson, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Sprinkle, Stanford, Twitty, Walser, White and Williams — 34.

The bill was ordered enrolled.

ELECTION OF TRUSTEES OF THE UNIVERSITY.

The hour of 11 o'clock having arrived, the Senate proceeded to vote for Trustees of the University.

The following Senators voted for the names reported by the committee to nominate Trustees for the University:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Speight, Sprinkle, Turner, Twitty and Wilcox.

Messrs. Alston, Skinner, Stanford and Walser voted for all names reported by the committee except for Mr. Pruden, substituting Mr. Thomas Sutton therefor, and for Mr. Thomas, substituting Mr. A. E. Hatton therefor.

THE CALENDAR

was resumed.

H. R. 1144, S. R. 1003, resolution to go into an election of Railroad Commissioners on March 5, 1891, was adopted.

The President appointed as tellers to superintend the election, Messrs. Twitty and Walser.

S. B. 1005, bill to enable the Penitentiary to continue its operations, passed its second reading, ayes 30, noes 12, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Courts, Culbreth, Davis of Franklin, Durham, Galloway, Greene of Wake, Grigsby, Hobson, King, McLarty, Parker, Reid, Rose, Russell, Speight, Turner, Twitty, White and Williams — 30.

Those voting in the negative were:

Messrs. Alston, Chesson, Freeman, Lucas, McLean, Morgan, Paine, Shankle, Sprinkle, Stanford, Walser and Wilcox — 12.

On motion, the bill was put upon its third reading, passed its third reading and was ordered sent to the House of Representatives without engrossment.

S. B. 922, bill to incorporate the Saluda Seminary, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 188, S. B. 185, bill to incorporate the town of New Wilkesboro in the county of Wilkes, on its third reading

Mr. Turner moved to amend:

Amend the amendment adopted to section 7 by adding after the word "width" in line 26 and before the word "for" in said line the following: "to be done in a substantial and workmanlike manner according to the approved rules of macadamizing by experts."

Strike out in line 25 of said amendment the word "sixteen" and insert in lieu thereof the word "seventeen."

Adopted.

Mr. White moved the bill be laid on the table, on which the ayes and noes were ordered and the motion was lost, ayes 12, noes 25, as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Aycock, Bell, Bryan, Butler, Chesson, Durham, Hobson, McLean, Turner, White and Wilcox — 12.

Those voting in the negative were:

Messrs. Allen of Granville, Alston, Atwater, Bellamy, Bishop, Bowers, Culbreth, Davis of Franklin, Freeman, Greene of Wake, Grigsby, King, Lucas, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Sprinkle and Williams — 25.

Mr. White moved to amend:

Strike out (in the amendment offered by Mr. Turner and adopted) the word "seventeen" and insert in lieu thereof the word "eight-en," (referring to the width of the macadamized road.

Adopted.

Mr. White moved to amend:

Amend section 2 as follows: Strike out in line 11 from and including the word "three" down to and including the

word "river" in line 20 and insert in lieu thereof the words "in the center of Reddies' river, thence down said river."

Adopted.

On the adoption of the bill on its third reading, the ayes and noes were ordered and the bill passed its third reading, ayes 39, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, Turner, Twitty, White, Wilcox and Williams — 39.

The Senate amendments were ordered engrossed and sent to the House of Representatives

S. B. 715, bill to incorporate the Seaboard and Western Railway Company, was, on motion of Mr. Williams, laid on the table.

Mr. Durham moved to withdraw from the Committee on Election of Justices of the Peace and place on the Calendar, H. B. 365, S. B. 434, bill to appoint H. Cabanniss a Justice of the Peace for Township No. 6, Cleveland County. The motion prevailed.

THE CALENDAR

was resumed.

H. B. 365, S. B. 434, bill to appoint H. Cabannis a Justice of the Peace for Township No. 6, Cleveland County, passed its second and third readings and was ordered enrolled.

S. B. 365, bill to incorporate the town of Trinity on its second reading.

Mr. Russell offered a substitute for the bill, which was adopted.

The bill passed its second reading, ayes 31, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Bell, Bowers, Bryan, Butler, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Grigsby, Hobson, King, Lucas, Morgan, Paine, Parker, Reid, Russell, Shankle, Skinner, Stanford, Turner, Twitty, White, Wilcox and Williams—31.

S. B. 802, bill to amend the charter of the town of Thomasville, on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 829, S. B. 948, bill relating to the public roads of Granville County, on its third reading.

Mr. Allen of Granville moved to amend:

Add to section 40 the following: "*Provided*, that whenever the majority of the Justices of the Peace of Oxford Township shall petition the Board of Commissioners and the Board of Justices of the Peace of Granville County, said Board of Commissioners and Board of Justices of the Peace shall levy a tax of not less than seven nor more than twelve cents on the one hundred dollars' worth of taxable property, and not less than twenty-one nor more than thirty-six cents on the poll in said township, for the purpose of working the public roads in said township; and said Board of Commissioners shall declare the alternative system of working public roads in operation in said Oxford Township."

The bill passed its third reading, ayes 40, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Avery, Aycock, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman,

Galloway, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 40.

The bill was ordered sent to the House of Representatives without engrossment.

S. B. 952, bill to revise and consolidate the charter of Winston, passed its second reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 36.

H. B. 431, S. B. 972, bill to amend the charter of the town of Highlands in Macon County, passed its second reading, ayes 31, noes 2, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bryan, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Galloway, Greene of Wake, Grigsby, Hobson, McLean, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Twitty, Walser, White, Wilcox and Williams — 31.

Those voting in the negative were:

Messrs. Butler and McLarty — 2.

S. B. 839, bill to incorporate the Asheville, Cranberry and Pulaski City Railroad Company, on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth,

Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 36.

H. B. 807, S. B. 999, bill to provide for the support of the North Carolina Institute for the Deaf, the Dumb and the Blind, passed its second and third readings and was ordered enrolled.

H. B. 415, S. B. 807, bill to amend section 2872 of *The Code* as to fees, etc., on its second reading.

On motion of Mr. Turner, the bill was recommitted to the Committee on Judiciary.

S. B. 875, bill to amend chapter 57, Vol. II of *The Code*, and for other purposes, was,

On motion of Mr. Bellamy, recommitted to the Committee on Judiciary.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting engrossed House bill, and House bills without engrossment, which were read the first time and disposed of as follows:

H. B. 1070, S. B. 1027; bill to raise revenue. Placed on the Calendar.

H. B. 921, S. B. 1028, bill to abolish August term of Lenoir Superior Court. Placed on the Calendar.

H. B. 947, S. B. 1029, bill to define the words "swamp lands" as the same are employed in the statutes of this State in respect to the entry and grant of lands. Referred to the Committee on Judiciary.

H. B. 993, S. B. 1030, bill to incorporate Union Cotton Mills. Referred to the Committee on Corporations.

H. B. 1013, S. B. 1031, bill to incorporate Ruffin Lodge, No. 6, Knights of Pythias. Referred to the Committee on Corporations.

H. B. 549, S. B. 1032, bill for the benefit of public school district No. 26 (white), Martin County. Referred to the Committee on Education.

H. B. 881, S. B. 1033, bill to incorporate the Asheville and Sulphur Springs Railroad Company. Placed on the Calendar.

H. B. 996, S. B. 1034, bill to incorporate the Asheville Ice and Coal Company. Referred to the Committee on Corporations.

H. B 1163, bill providing for the reimbursement of certain townships in Haywood County for school fun 's. Placed on the Calendar.

H. B. 1165, S. B. 1036, bill to prevent the killing of unmarked stock running in the range. Placed on the Calendar.

H. B. 1182, S. B. 1037, bill to inc rporate the Cape Fear and Northern Railway Company. Referred to the Committee on Internal Improvements.

H. B. 962, S. B. 1038, bill to secure the better drainage of certain water-courses in Cabarrus County. Referred to the Committee on Propositions and Grievances.

H. B. 960, S. B. 1039, bill to amend chapter 70, section 12, Laws 1883, in relation to finance. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 953, S. B. 1040, bill to amend chapter 91, Laws of 1881. Referred to the Committee on Judiciary.

H B. 903, S. B. 1041, bill to continue in force chapter 185, Laws 1883, and to extend the time within which the incorporation of the Hoffman and Troy Railroad Company may organize the company, etc. Placed on the Calendar.

H. B. 877, S. B. 1042, bill to authorize the Commissioners of Alamance County to fund debt of county by issuing bonds. Referred to the Committee on Finance.

H. B. 964, S. B. 1043, bill declaring the Virginia line a lawful fence. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 964, S. B. 1044, bill to incorporate the town of Shawneehaw in the county of Watauga. Referred to the Committee on Corporations.

H B. 841, S B. 1045, bill to amend section 709 of *The Code*. Referred to the Committee on Judiciary.

H. B. 839, S. B. 1046, bill to incorporate Waughtown Baptist Church in the county of Forsyth. Referred to the Committee on Propositions and Grievances.

H. B. 870, S. B. 1047, bill relating to the sale of baled cotton. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 968, S. B. 1048, bill to protect public roads of Martin, Columbus and Tyrrell Counties. Referred to the Committee on Propositions and Grievances.

H. B. 567, S. B. 1049, bill to establish a scale of fees for the Register of Deeds for the county of Pitt. Referred to the Committee on Salaries and Fees.

H. B. 733, S. B. 1050, bill to extend the provisions of section 1980 of *The Code*. Referred to the Committee on Judiciary.

H. B. 768, S. B. 1051, bill to repeal chapter 151, Private Laws of 1887, and chapter 135, Private Laws 1885. Referred to the Committee on Judiciary.

H. B. 897, S. B. 1052, bill to incorporate the Hendersonville and Brevard Railroad, Telegraph and Telephone Company. Referred to the Committee on Internal Improvements.

H. B. 786, S. B. 1053, bill to authorize the Commissioners and Justices of the Peace of Stokes County to levy a special tax. Placed on the Calendar.

H. B. 833, S. B. 1054, bill to authorize the Commissioners of Franklin County to convey lands. Referred to the Committee on Propositions and Grievances.

H. B. 975, S. B. 1055, bill to incorporate the town of Paint Rock, Madison County. Placed on the Calendar.

H. B. 882, S. B. 1056, bill to incorporate the Swannanoa Land and Improvement Company. Placed on the Calendar.

H. B. 788, S. B. 1057, bill to incorporate Mocksville Academy. Referred to the Committee on Education.

H. B. 873, S. B. 1058, bill to amend chapter 531, Laws of 1889. Referred to the Committee on Judiciary.

H. B. 860, S. B. 1059, bill to incorporate Belmont Academy. Referred to the Committee on Propositions and Grievances.

H. B. 943, S. B. 1060, bill for the better drainage of lowlands in Lincoln and Catawba counties. Referred to the Committee on Propositions and Grievances.

H. B. 880, S. B. 1060, bill to incorporate the Montford Park Fair Association. Placed on the Calendar.

H. B 801, S. B. 1062, bill to incorporate the Asheville and Weaverville Dummy Road Company. Referred to the Committee on Corporations.

H. B. 769, S. B. 1063, bill to incorporate Wadesville Male and Female Academy. Referred to the Committee on Propositions and Grievances.

House amendment to S. B. 393, H. B. 863, bill to incorporate the Commercial Security Company of Greensboro, N. C., was, on motion of Mr. King, concurred in, and the bill was ordered enrolled.

House amendment to S. B. 743, H. B. 1076, bill to amend chapter 256 of the Laws of 1889, in relation to the dividing line between Alleghany and Ashe counties, was, on motion of Mr. Grigsby, concurred in, and the bill was ordered enrolled.

House amendment to S. B. 555, H. B. 887, bill to encourage and promote the growth, culture and market of fruits and vegetables in North Carolina.

On motion of Mr. King, the amendment was not concurred in.

House amendment to S. B. 39, H. B. 322, bill to incorporate the Citizens Bank of New Berne. Placed on the Calendar.

S. B. 466, H. B. 928, bill to enforce the better drainage of certain lands in Lincoln County on Burton's Mill Creek. Referred to the Committee on Education.

House amendment to S. B. 422, H. B. 886, bill to authorize the Commissioners of Columbus County to compromise and settle with the sureties of Kenneth Haynes, late Sheriff.

On motion of Mr. Culbreth, the amendment was concurred in.

On motion of Mr. Grigsby, the Senate adjourned until to-night at 8 o'clock.

Evening Session.

February 27, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 760, bill to amend chapter 180, Laws of 1885, in relation to time of holding certain courts in the 12th Judicial district, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 840, bill to amend and define the law of embezzlement, passed its second and third readings and was ordered engrossed and sent to the House of Representatives.

S. B. 836, bill to create a new township in the county Rowan, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 804, bill to protect the cultivated lands within stock-law territory, was, on motion of Mr. Bell, laid on the table.

S. B. 790, bill for the relief of the citizens of Caswell County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 624, bill to establish the stock-law boundary in Greene County, was, on motion of Mr. Greene of Wake, laid on the table.

S. B. 611, bill for the relief of Alexander County, on its second reading, passed its second reading, ayes 17, noes 13, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Bell, Bishop, Chesson, Davis of Franklin, Gilman, Grigsby, McLean, Paine, Parker, Reid, Speight, Turner, White and Williams — 17.

Those voting in the negative were:

Messrs. Aycock, Bowers, Courts, Freeman, Galloway, Greene of Harnett, Greene of Wake, McLarty, Mitchell, Russell, Stanford, Walser and Wilcox — 13.

S. B. 1006, bill to amend the charter of the town of Murfreesboro, passed its second reading, ayes 28, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bowers, Butler, Chesson, Courts, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, McLarty, Mitchell, Paine, Parker, Reid, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 28.

H. B. 550, S. B. 905, bill to incorporate the town of Jamesville in Martin County, passed its third reading, ayes 28, noes __, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Bell, Bellamy, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobgood, McLean, McLarty, Mitchell, Paine, Parker, Reid, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 28.

Ca

H. B. 654, S. B. 856, bill to enable the Commissioners of Cleveland County to build a jail and for other purposes, passed its third reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Aycock, Bell, Bishop, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Speight, Stanford, Turner, Twitty, Walser, White and Wilcox — 32.

The bill was ordered enrolled.

H. B. 809, S. B. 900, bill to charter the town of Lumber Bridge in Robeson County, passed its third reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Aycock, Bell, Bishop, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Paine, Parker, Reid, Russell, Speight, Stanford, Turner, Twitty, Walser, White and Wilcox -- 33.

S. B. 958, bill to authorize the Commissioners of McDowell County to levy a special tax to build a bridge, passed its third reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Paine, Parker, Reid, Russell, Speight, Stanford, Turner, Twitty, Walser, White and Wilcox — 33.

The bill was ordered sent to the House of Representatives without engrossment.

S. B. 587, bill to amend chapter 459, Laws of 1889, being an act to incorporate the Greensboro, Roxboro and Eastern

Railroad Company, passed its third reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Bell, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Galloway, Gilman, Greene of Wake, Hobson, McLarty, Mitchell, Paine, Parker, Reid, Russell, Speight, Stanford, Turner, Twitty, Walser, White and Wilcox — 26.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 541, S. B. 849, bill to extend the corporate limits of the town of Grifton, Pitt County, passed its third reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Speight, Stanford, Turner, Twitty, Walser, White and Wilcox — 33.

The bill was ordered enrolled.

H. B. 606, S. B. 833, bill to amend the charter of Cabarrus and Stanly Railroad Company, passed its third reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Bellamy, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Galloway, Gilman, Greene of Harnett, King, McLean, McLarty, Mitchell, Paine, Parker, Stanford, Turner, Twitty, Walser, White and Wilcox — 26.

The bill was ordered enrolled

H. B. 742, S. B. 699, bill to authorize the Commissioners of Northampton County to issue bonds to build a jail and levy a special tax, passed its third reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Atwater, Aycock, Bellamy, Bishop, Bowers, Butler, Chesson, Courts, Davis of Franklin, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, McLean, McLarty, Mitchell, Parker, Stanford, Turner, Twitty, White and Wilcox — 26.

The bill was ordered enrolled.

H. B. 353, S. B. 635, bill to authorize the Commissioners of Pamilico County to levy a special tax, passed its third reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Atwater, Avery, Bell, Chesson, Culbreth, Davis of Franklin, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Stanford, Turner, Twitty, Walser and Wilcox — 26.

The bill was ordered enrolled.

S. B. 886, bill to repeal chapter 80, Laws of 1885, in regard to tax-collectors, was,

On motion of Mr. Bellamy, recommitted to the Committee on Judiciary.

H. B. 730, S. B. 637, bill to authorize the Commissioners of Alleghany County to levy a special tax, passed its third reading, ayes, 29, noes --, as follows:

Those voting in the affimative were:

Messrs. Alston, Atwater, Aycock, Bell, Bellamy, Bishop, Bowers, Chesson, Courts, Culbreth, Davis of Franklin, Freeman, Galloway, Gilman, Greene of Wake, Grigsby, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Stanford, Turner, Twitty, Walser, White and Wilcox — 29.

The bill was ordered enrolled.

H. B. 605, S. B. 592, bill to amend section 10, chapter 216, Private Laws of 1889, passed its third reading and was ordered enrolled.

H. B. 626, S. B. 721, bill to authorize the Commissioners of Duplin County to levy a special tax, passed its third eading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Courts, Culbreth, Davis of Franklin, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Stanford, Turner, Twitty, White and Wilcox — 32.

The bill was ordered enrolled.

S. B. 528, bill to prohibit the taking of more than the legal rate of interest, was,

On motion of Mr. Twitty, laid on the table.

H. B. 892, S. B. 775, bill to incorporate the Manufacturers and Merchants Fire Insurance Company, passed its second and third readings and was ordered enrolled.

S. B. 717, bill to amend section 3836 of *The Code*, on its second reading.

The substitute reported by the Committee on Judiciary was read.

On the adoption of the substitute, the ayes and noes were ordered, and the substitute was adopted, ayes 33, noes 2, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Courts, Culbreth, Davis of Franklin, Freeman, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Stanford, Turner, Twitty, White, Wilcox and Williams — 33.

Those voting in the negative were:

Messrs. Gilman and Speight — 2.

Mr. Parker moved the bill be recommitted to the Committee on Finance. Lost.

The bill passed its second reading and was taken up on its third reading.

On motion of Mr. Bellamy, the bill was postponed until Monday, 2d of March, next, and made special order for 11 o'clock A. M. of that day.

H. B. 977, S. B. 1001, bill to provide for the working of the public roads of Clay and other counties, passed its second reading, ayes 30, noes __ , as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Courts, Culbreth, Davis of Franklin, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Speight, Stanford, Turner, Twitty, Walser and White — 30.

H. B. 728, S. B. 908, bill to incorporate the Danville and East Tennessee Railroad Company, passed its second and third readings and was ordered enrolled.

S. B. 122, bill to incorporate Pleasant Grove Camp Ground in Union County, N. C., passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 619, S. B. 676, bill permitting Madison, N. C., to subscribe bonds for railroad building, passed its second reading, ayes 28, noes __ , as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Aycock, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, McLean, McLarty, Mitchell, Paine, Parker, Russell, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 28.

H. B. 867, S. B. 915, bill to incorporate the town of Candor in Montgomery County, passed its second reading, ayes 29, noes __ , as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Aycock, Bell, Bishop, Bowers, Butler, Chesson, Culbreth, Davis of Franklin, Durham, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, McLarty, Mitchell, Paine, Parker, Russell, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 29.

H. B. 715, S. B. 907, bill to amend the charter of the town of Gold Hill in the county of Rowan, passed its second reading, ayes 33, noes __, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Aycock, Bell, Bishop, Bowers, Butler, Chesson, Courts, Durham, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Paine, Parker, Russell, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 33.

H. B. 939, S. B. 824, bill to authorize the Commissioners of Cherokee County to issue bonds, passed its second reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Aycock, Bell, Bishop, Bowers, Butler, Chesson, Courts, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, McLean, McLarty, Mitchell, Paine, Parker, Russell, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 29.

S. B. 739, bill to authorize the Commissioners of Wilkes County to levy a special tax, passed its second reading, ayes 22, noes 5, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Aycock, Bell, Bellamy, Courts, Culbreth, Davis of Franklin, Galloway, Greene of Wake, Hobson, King, McLean, McLarty, Parker, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 22.

Those voting in the negative were:

Messrs. Butler, Mitchell, Paine, Russell and Speight — 5.

S. B. 745, bill to amend section 3, chapter 361, Laws of 1889, in relation to working public roads, was,

On motion of Mr. Paine laid on the table.

S. B. 744, bill to lay off and construct a public road through the counties of Wilkes and Ashe, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 928, bill to allow the Superintendent of Public Instruction of Robeson County to conduct examinations in Maxton, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 612, bill to authorize the Board of Councilmen of the town of Plymouth to issue bonds to build a town hall and market-house, and to levy a special tax, passed its second reading, ayes 27, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Aycock, Bell, Bellamy, Bishop, Chesson, Courts, Davis of Franklin, Galloway, Gilman Greene of Harnett, Greene of Wake, Hobson, King, McLarty, Mitchell, Paine, Parker, Russell, Speight, Stanford, Turner, Twitty, White, Wilcox and Williams — 27.

S. B. 803, bill to validate probate and registration of deeds in certain cases, was, on motion of Mr. Bellamy, laid on the table.

S. B. 926, bill to incorporate the town of Roseboro in Sampson County, passed its second reading, ayes 24, noes 4, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Bell, Bellamy, Bishop, Bowers, Butler, Courts, Culbreth, Davis of Franklin, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Paine, Parker, Stanford, Turner, Twitty and Wilcox — 24.

Those voting in the negative were:

Messrs. Aycock, Chesson, Mitchell and Williams — 4.

S. B. 602, bill for the relief of Peter Murrill of Lenoir County, on its second reading.

The amendment reported by the Committee on Education was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

On motion of Mr. White, the Senate adjourned until to-morrow morning at 10 o'clock.

FORTY-SIXTH DAY.

SENATE CHAMBER, February 28, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Mr. Perry, member of the House from Chatham.

The Journal of yesterday was approved.

PETITION.

A petition was presented and disposed of as follows:

By Mr. Stanford, petition from the citizens of Siloam Township in Surry County, asking that the sale and manufacture of spirituous liquors be prohibited within two miles of Stanford's Church in said township. Referred to the Committe on Propositions and Grievances.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. White, S. B. 522, bill to allow the free passage of fish in the Yadkin river and its tributaries, recommending it do pass;

S. B. 791, bill to amend section 5, chapter 198, Laws of 1889, relating to the pension law, recommending it do pass;

H. B. 648, S. B. 853, bill to establish a graded school for the town of Concord, recommending it do pass.

By Mr. Twitty, S. B. 940, bill to punish persons who induce others by fraudulent representations to purchase fruit trees and grape vines, reporting it without recommendation.

By Mr. Chesson, H. B. 558, S. B. 943, bill to incorporate Pilgrim Church in Davidson County, recommending it do pass;

H. B. 555, S. B. 946, bill to incorporate Patterson Grove Church in Cleveland County, recommending it do pass.

By Mr. Aycock, H. B. 875, S. B. 998, bill to prevent the destruction of public gates in Lenoir County, recommending it do pass;

H. B. 582, S. B. 986, bill to repeal section 3111, chapter 32, of *The Code*, in relation to local option, recommending it do not pass;

H. B. 866, S. B. 913, bill to work the public roods of Warren County by taxation, recommending it do pass;

H. B. 495, S. B. 847, bill to charter the Hamburg Normal High School, Jackson County, recommending it do pass.

By Mr. Hobson S. B. 929, bill to create and establish a public ferry across Rocky river, recommending it do not pass;

S. B. 925, bill to prevent the obstruction of Swift creek, Edgecombe County, recommending it do pass;

H. B. 536, S. B. 942, bill in relation to water-fences in Pamlico County, recommending it do pass.

By Mr. Galloway, H. B. 570, S. B. 987, bill to prevent obstructing North-east river, recommending it do pass;

H. B. 665, S. B. 985, bill to authorize County Commissioners of Alamance County to sell the poor-house property, recommending it do pass.

By Mr. Parker, S. B. 955, bill for the relief of Maney's Neck Township in Hartford County, recommending it do pass;

H. B. 571, S. B 899, bill to levy an assessment upon the real estate in stock bounds in Johnston County, recommending it do pass.

By Mr. Galloway, S. B. 706, bill to amend section 1, chapter 362, Laws of 1889, recommending it do not pass.

From the Committee on Corporations:

By Mr. Bellamy, S. B. 1024, bill to amend chapter 56, Private Laws of 1889, recommending it do pass;

H. B. 516, S. B. 690, bill to incorporate the Granville Land and Improvement Company, recommending it do pass;

H. B. 772, S. B. 910, bill to amend the laws relating to the charter of Fayetteville, reporting amendments, and, as amended, recommending it do pass.

From the Committee on Fish and Fisheries:

By Mr. Bishop, S. B. 308, bill to amend section 1, chapter 344, Laws of 1889, in regard to fishing in Roanoke river, recommending it do not pass;

H. B. 764, S. B. 868, bill to prevent obstructions being placed in Town creek, Edgecombe County, recommending it do pass.

By Mr. Bowers, H. B. 193, S. B. 631, bill to regulate fishing with seines in the waters of Roanoke river, recommending it do pass;

H. B. 332, S. B. 937, bill to incorporate the Eastern Carolina Piscatorial Association, recommending it do pass.

By Mr. Morgan, S. B. 472, bill to amend chapter 24, Private Laws of 1879, relating to fishing in the tributaries of Neuse river, reporting a substitute, and recommending the substitute do pass;

H. B. 879, bill to regulate fishing in Lake Scuppernong, recommending it do pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Williams, H. B 870, S. B. 1047, bill relating to the sale of baled cotton, recommending it do pass.

From the Committee on Judiciary:

By Mr. Turner, H. B. 415, S. B. 807, bill to amend section 2872 of *The Code* as to fees, reporting it without recommendation.

From the Committee on Railroad Commission :

By Mr. Butler, S. B. 713, bill to place the assessing, valuing and taxing of railroads under the supervision of the Railroad Commissioners of North Carolina, recommending it do pass;

On motion of Mr. Butler, four hundred copies of the bill were ordered printed.

Mr. Morgan, of Committee of Conference on Senate amendment to H. B. 363, S. B. 416, bill to incorporate the Phœnix Hook and Ladder Company, No. 1, of Wilmington, N. C., submitted a report, recommending the Senate do recede from its amendment. The report was adopted and the bill was ordered enrolled.

Mr. Turner of joint select committee to consider S. B. 933, bill to grant certain powers and privileges to the Wilmington and Weldon Railroad Company for a qualified surrender of its exemption from taxation, reported the bill, a majority of the committee recommending it do pass.

On motion of Mr. Turner, the bill was ordered printed.

Mr. Culbreth, for the committee to apportion the Senators of the several Senatorial Districts, reported S. B. 1022, bill supplementary and to be a part of an act entitled an "act to make an apportionment of members of the Senate," recommending it do pass.

Mr. Russell, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 736, a bill to be entitled an act for the relief of citizens of Sanford, Moore County;

S. B. 801, a bill to be entitled an act for the better protection of fish in the streams of Durham and Orange counties;

Senate amendment to H. B. 314, S. B. 375, a bill to be entitled an act to incorporate the Yonahlossee Road Company and authorize the construction of a turnpike road between Linville, N. C. and Blowing Rock, N. C.;

Senate amendment to H. B. 427, S. B. 495, a bill to be entitled an act to authorize the Board of Commissioners of Pitt County to make an appropriation for the building of a road or highway near Greenville;

Senate amendment to H. B. 39, S. B. 512, a bill to be entitled an act to prohibit the sale of cigarettes to minors;

Senate amendment to H. B. 739, S. B. 638, a bill to be entitled an act to incorporate the Fayetteville Compress and Storage Company;

Senate amendment to H. B. 34, S. B. 816, a bill to be entitled an act to incorporate the Carolina, Greenville and Northern Railroad Company;

S. B. 1022, a bill supplemental to and to be a part of an act entitled an act to make the apportionment of the members of the Senate.

Mr. Wilcox, for the Committee on Engrossed bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 628, a bill to be entitled an act to incorporate the South Carolina, Seaboard and Western Railroad Company;

S. B. 709, a bill to be entitled an act to levy a special tax for Rutherford County;

S. B. 882, a bill to be entitled an act to amend section 892 of *The Code*, relative to the jurisdiction of Justices of the Peace;

S. B. 516, a bill to be entitled an act to amend chapter -- , Laws of 1889, being an act to amend the charter of the city of Greensboro;

S. B. 655, a bill to be entitled an act for the better protection of the lives and property of the citizens of New Berne;

S. B. 918, a bill to be entitled an act to amend chapter 235, Laws of 1889, in relation to drainage in Rutherford County;

S. B. 362, a bill to be entitled an act in relation to the public schools in the town of Shelby and providing for the levying of a tax to support the same.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Avery, S. B. 1067, bill supplemental to an act entitled an act to prevent the sale of liquor within two miles of Ray's school house in Madison County. Placed on the Calendar.

By Mr. Greene of Harnett, S. B. 1068, bill to provide for the election of State Printer, to fix his salary and define his duties. Placed on the Calendar.

By Mr. Bell, S. B. 1069, bill to incorporate the North Carolina, Cleveland, Chattanooga and Doylin Railroad Company. Referred to the Committee on Internal Improvements.

By Mr. Speight, S. B. 1070, bill to exempt from road duty members of certain military companies. Referred to the Committee on Military Affairs.

S. B. 1071, bill to incorporate the Tarboro School Board. Referred to the Committee on Education.

By Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

H. B. 838, S. B. 818, an act to amend the charter of the city of Asheville;

H. B. 722, S. B. 649, an act to incorporate New Wilkesboro Land Company;

H. B. 469, S. B. 455, an act to incorporate the Fries Manufacturing and Power Company;

H. B. 304, S. B. 700, an act to amend section 2968 of *The Code;*

H. B. 656, S. B. 822, an act to incorporate the town of Hazel in the county of Buncombe;

H. B. 384, S. B. 768, an act to protect fish in the headwaters of certain streams in Mitchell, Watauga and Caldwell Counties;

H. B. 276, S. B. 300, an act to change the times for holding the Fall Terms of certain courts in the Fifth Judicial District;

S. B. 610, H. B. 695, an act to amend chapter 182, Laws of 1889;

H. B. 1188, S. B. 835, an act to prevent the sale of liquor within two miles of Ray's school-house in Madison County.

S. B. 980, H. B. 459, an act to perpetuate the land-marks of oyster grounds in Onslow County and to facilitate the catching of migratory fish.

H. B. 852, S. B. 823, an act to incorporate American Home Mineral and Timber Land Company;

H. B. 249, S. B. 450, an act to incorporate the town of Glenville in Jackson County;

H. B. 978, S. B. 614, an act for the relief of H. B. Ansell, Clerk of the Superior Court of Currituck County;

H. B. 823, S. B. 419, an act to amend chapter two of the Laws of 1889, it being an act for the relief of Northampton County;

H. B. 1226, S. B. 874, an act to pay the traveling expenses of the Supreme and Superior Court Judges;

H. B. 935, S. B. 480, an act to amend the charter of the Roanoke and Southern Railway Company;

H. B. 985, S. B. 581, an act to amend an act entitled an act to incorporate the Wilmington, Onslow and East Carolina Railroad Company, being chapter 233 of the Laws of 1885;

H. B. 1211, S. B. 566, an act to establish a new township in Robeson County;

H. B. 924, S. B. 418, an act to amend chapter 119, Private Laws of 1889, entitled an act to incorporate the town of Waxhaw in Union County;

H. B. 1186, S. B. 799, an act to make the Tuckasegee River in Jackson County a lawful fence;

H. B. 291, S. B. 634, an act to amend section 1014 of *The Code* in regard to embezzlement by public officers;

H. B. 696, S. B. 871, an act to regulate the pay of jurors for the counties of Anson and Union;

H. B. 202, S. B. 729, an act to authorize the Treasurer of Gaston County to pay a school claim;

H. B. 1185, S. B. 805, an act to change the name of Stagg's Creek Township, Ashe County, to Clifton, and to change the voting place from Polly Miller's to the town of Clifton;

H. B. 438, S. B. 730, an act to amend the school law of 1889;

H. B. 1191, S. B. 654, an act to amend the charter of the Guilford Battle-ground Company.

By Mr. Galloway, S. B. 1072, bill to prohibit the sale of intoxicating liquors at and within two miles of Rainbow Church in Greene County. Referred to the Committee on Propositions and Grievances.

By Mr. Sprinkle, S. B. 1073, bill to prevent the sale of liquor within two miles of Upper Laurel Methodist and Buffalo Churches in the county of Madison. Referred to the Committee on Propositions and Grievances.

By Mr. Grigsby, S. B. 1074, bill to incorporate Sutherland Seminary in Ashe County. Placed on the Calendar.

By Mr. McLean (by request), S. B. 1075, bill to amend sections 2056 and 2057 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Culbreth, S. B. 1076, bill to incorporate the town of Whiteville in Columbus County. Referred to the Committee on Internal Improvements.

By Mr. Sprinkle, S. B. 1077, bill to prohibit the sale of spirituous liquors. Placed on the Calendar.

By Mr. Lucas (by request), S. B. 1078, bill to annex a portion of the territory of Beaufort County to the county of Pamlico. Referred to the Committee on Propositions and Grievances.

By Mr. Greene of Harnett, S. B. 1079, bill to amend rules of evidence. Placed on the Calendar.

By Mr. Gilman (by request), S. B. 1080, bill to protect the property-owners of the State. Referred to the Committee on Insurance.

By Mr. Davis of Franklin, S. B. 1081, bill to amend the Constitution of North Carolina, relative to changing the meeting of the General Assembly to four instead of two years. Referred to the Committee on Propositions and Grievances.

By Mr. Bellamy, S. B. 1082, bill to amend section 6 of an act entitled an act to incorporate the North Carolina Land and Lumber Company. Referred to the Committee on Corporations.

By Mr. Stanford, S. B. 1083, bill for the relief of W. F. Share, ex Sheriff of Yadkin County. Referred to the Committee on Finance.

By Mr. Lucas, S. B. 1084, bill for the benefit of the Chief Clerk to the State Auditor. Referred to the Committee on Finance.

By Mr. Greene of Wake (by request), S. B. 1085, bill to authorize the payment of certain claims against the North Carolina Penitentiary. Referred to the Committee on Penal Institutions.

By Mr. King (by request), S. B. 1086, bill to incorporate the Piedmont Springs Railroad and Improvement Company. Referred to the Committee on Internal Improvements.

By Mr. Bowers, S. B. 1087, bill to repeal chapter 272, Laws of 1885.

By Mr. Ardrey, S. B. 1088, bill to incorporate the South Atlantic University. Placed on the Calendar.

By Mr. Greene of Harnett, S. B. 1089, bill to amend section 2058 of *The Code*, relating to the erection of gates across public roads. Placed on the Calendar.

Mr. Turner moved that the request of the Senate for a committee of conference on House amendment to S. B. 330, H. B. 599, bill to incorporate the Asheville Trust Company, be withdrawn from the House, and that the Senate do concur in the House amendment.

The motion was adopted and the bill was ordered enrolled.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 926, bill to incorporate the town of Roseboro in Sampson County, passed its third reading, ayes 32, noes __, as follows:

Those voting in the affirmative were:

Messrs. Atwater, Avery, Aycock, Bellamy, Bishop, Bryan, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLarty, Morgan, Parker, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, White, Wilcox and Williams — 32.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 612, bill to authorize the Board of Councilmen of the town of Plymouth to issue bonds to build a town hall and market house and levy a special tax, passed its third reading, ayes 31, noes __, as follows:

Those voting in the affirmative were:

Messrs. Alston, Atwater, Avery, Bellamy, Bishop, Bryan, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 31.

The bill was ordered engrossed and sent to the House of Representatives.

S. B. 952, bill to revise and consolidate the charter of Winston, passed its third reading, ayes 35, noes __, as follows:

Those voting in the affirmative were:

Messrs. Alston, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, Lucas, McLean,

McLarty, Mitchell, Morgan, Parker, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 35.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 977, S. B. 1001, bill to provide for the working of the public roads of Clay and other counties, passed its third reading, ayes 33, noes __, as follows:

Those voting in the affirmative were:

Messrs. Alston, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, Lucas, McLean, McLarty, Mitchell, Parker, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, White, Wilcox and Williams — 33.

The bill was ordered enrolled.

H. B. 655, S. B. 857, bill to amend the charter of the Atlanta, Asheville and Baltimore Railway Company, passed its second reading, ayes 33, noes __, as follows:

Those voting in the affirmative were:

Messrs. Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Haywood, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, White, Wilcox and Williams — 33.

H. B. 563, S. B. 945, bill to amend the charter of the town of Henderson, passed its second and third readings and was ordered enrolled.

S. B. 1006, bill to amend the charter of the town of Murfreesboro, passed its third reading, ayes 35, noes __, as follows:

Those voting in the affirmative were:

Messrs. Alston, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bryan, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of

Harnett, Grigsby, Hobson, McLarty, Mitchell, Morgan, Paine, Parker, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 35.

The bill was ordered engrossed and sent to the House of Representatives without engrossment.

H. B. 619, S. B. 676, bill to permit Madison, N. C., to subscribe bonds for railroad building, passed its third reading, ayes 35, noes __, as follows:

Those voting in the affirmative were:

Messrs. Alston, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Harnett, Greene of Wake, Grigsby, McLarty, Mitchell, Morgan, Parker, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 35.

The bill was ordered enrolled.

H. B. 867, S. B. 915, bill to incorporate the town of Candor in Montgomery County, passed its third reading, ayes 35, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Greene of Harnett, Greene of Wake, McLarty, Mitchell, Morgan, Parker, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 35.

The bill was ordered enrolled.

S. B. 1022, bill supplemental to and to be a part of an act entitled an act to make the apportionment of the members of the Senate, on its second reading.

Mr. Parker offered a substitute for the bill, which was adopted:

Mr. Walser moved to amend:

Insert: "That Davidson County shall constitute the Twenty-sixth Senatorial District, and elect one Senator."

Lost.

Mr. Walser moved to amend:

Insert: "That Rowan and Davie shall constitute the Twenty-seventh Senatorial District, and elect one Senator."

On the adoption of this amendment,

Mr. Walser asked for the ayes and noes, which were ordered, and the amendment was lost, ayes 6, noes 35, as follows:

Those voting the affirmative were:

Messrs. Alston, Paine, Skinner, Sprinkle, Stanford and Walser — 6.

Those voting in the negative were:

Messrs. Allen of Bladen, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Parker, Russell, Shankle, Speight, Turner, Twitty, Wilcox and Williams — 35.

The bill passed its second reading, ayes 31, noes 10, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Avery, Bell, Bishop, Bowers, Bryan, Butler, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, Lucas, McLean, McLarty, Mitchell, Morgan, Parker, Russell, Shankle, Speight, Sprinkle, White and Williams — 31.

Those voting in the negative were:

Messrs. Alston, Aycock, Hobson, Paine, Skinner, Stanford, Turner, Twitty, Walser and Wilcox — 10.

The bill was put upon its third reading.

Mr. Turner moved to amend:

Amend the bill so that it will read: "Twenty-seventh district, Iredell County, shall elect one Senator, twenty-eighth district, Davie and Yadkin Counties, shall elect one Senator," and all the other districts numbered so as to be harmonious.

Mr. White moved the bill be recommitted to the Joint Select Committee on Senatorial Districts. Lost.

The following amendments were offered:

By Mr. Paine, insert: "Lincoln and Catawba shall form one Senatorial District."

By Mr. Galloway: "Place Greene in the ninth district."

Mr. Greene of Harnett moved to amend:

"That Wake and Harnett elect two Senators, and the district be known as the Eighteenth Senatorial District."

Mr. Culbreth demanded the previous question, and was sustained.

On the adoption of Mr. Turner's amendment, the ayes and noes were ordered, and the amendment was lost, ayes 14, noes 28, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Aycock, Bryan, Durham, Greene of Harnett, Morgan, Paine, Skinner, Sprinkle, Stanford, Turner, Twitty and Walser — 14.

Those voting in the negative were:

Messrs. Allen of Bladen, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Galloway, Gilman, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Parker, Russell, Shankle, Speight, Wilcox and Williams — 28.

The amendment offered by Mr. Paine was lost.

The amendment offered by Mr. Galloway was lost.

The bill passed its third reading, was ordered engrossed and sent to the House of Representatives.

Mr. Parker moved to reconsider the vote by which the bill passed its third reading, and moved to lay the motion to reconsider on the table.

On the motion to table the motion to reconsider,

Mr. Turner asked for the ayes and noes, which were ordered, and the motion was adopted, ayes 22, noes 15, as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Atwater, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, King, McLean, Mitchell, Parker, Russell, Sprinkle, Wilcox and Williams — 22.

Those voting in the negative were:

Messrs. Alston, Aycock, Chesson, Durham, Freeman, Galloway, Greene of Wake, Hobson, Morgan, Paine, Speight, Stanford, Turner, Twitty and White — 15.

H. B. 551, S. B. 949, bill to incorporate the Norfolk, Wilmington and Charleston Railroad Company, on its second reading.

The amendments reported by the Committee on Internal Improvements were adopted.

The bill passed its second reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLarty, Parker, Russell, Shankle, Speight, Sprinkle, Stanford, Turner, and Wilcox — 28.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting House amendments to

S. B. 470, H. B. 864, bill to amend the charter of the city of Raleigh, N. C., which was,

On motion of Mr. Greene of Wake, concurred in, and the bill was ordered enrolled.

THE CALENDAR

was resumed.

S. B. 543, bill requiring railroads to redeem unused tickets, on its second reading.

On motion of Mr. King, it was referred to the Committee on Judiciary.

H. B. 1163, S. B. 1035, bill providing for the reimbursement of certain townships in Haywood County for school funds, passed its second and third readings and was ordered enrolled.

H. B. 1165, S. B. 1036, bill to prevent the killing of unmarked stock in the range in Haywood County, passed its second and third readings and was ordered enrolled.

H. B. 1036, S. B. 916, bill to amend the charter of West Asheville, passed its second reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Sprinkle, Turner, Walser, White and Wilcox — 36.

H. B. 657, S. B. 991, bill to incorporate the North Carolina Electric Power Company, on its second reading.

The amendment reported by the Committee on Agriculture, Mechanics and Mining was adopted.

The bill passed its second and third readings, the Senate amendment was ordered engrossed and sent to the House of Representatives.

S. B. 1010, bill to allow the City of Charlotte to issue bonds, passed its second reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Russell, Shankle, Sprinkle, Stanford, Twitty, Walser, White, Wilcox and Williams — 34.

S. B. 558, bill to incorporate the various churches in the State not heretofore incorporated, on its second reading.

The amendment reported by the Committee on Propositions and Grievances, that the bill apply only to Harnett County, was adopted.

Mr. McLean moved to amend:

Insert Robeson County.

Adopted.

Mr. Grigsby moved to amend:

Add Ashe County.

Adopted.

Mr. Atwater moved to amend:

Add the county of Chatham.

Adopted.

Mr. Walser moved to amend:

Add Davidson County.

Adopted.

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Mr. Davis of Haywood moved to amend:

Add Haywood County.

Adopted.

The bill passed its second reading and was put upon its third reading.

Mr. Greene of Harnett moved to amend:

Add Cumberland.

Adopted.

Mr. Walser moved to amend:

"This act shall apply to public school-houses and other institutions of learning in Davidson County."

Adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. R. 1158, S. R. 993, resolution providing for an adjournment *sine die* on Monday, March 9th, was adopted and ordered enrolled.

H. B. 799, S. B. 974, bill to incorporate the town of Portia in McDowell County, passed its second reading, ayes 40, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Russell, Skinner, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 40.

H. B. 693, S. B. 977, bill to amend the charter of the Asheville Fast Line and Suburban Railway Company, on its second reading.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its second and third readings, the Senate amendment was ordered engrossed and sent to the House of Representatives.

Mr. Morgan moved that H. B. 1070, S. B. 1027, bill to raise revenue, be made the special order for Tuesday, 3rd of March, at 11 o'clock A. M. The motion prevailed.

S. B. 1088, bill to incorporate the South Atlantic University, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 573, S. B. 773, bill to incorporate the Scotland Neck Bank, passed its second and third readings and was ordered enrolled.

H. B. 880, S. B. 1061, bill to incorporate the Montford Park Fair Association, passed its second and third readings and was ordered enrolled.

S. B. 842, bill to confirm and amend the incorporation and organization of the Panacea Springs and Hotel Company, on its second reading.

The amendments reported by the Committee on Corporations were adopted.

The bill passed its second reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Atwater, Avery, Bellamy, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Galloway, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Russell, Shankle, Turner, White and Wilcox — 29.

Mr. Turner moved that when the Senate adjourn it do so to meet to night at 8 o'clock. The motion prevailed.

H. B. 851, S. B. 1033, bill to incorporate the West Asheville and Sulphur Springs Railway Company, passed its second and third readings and was ordered enrolled.

Mr. Aycock moved that S. B. 933, bill to grant certain powers and privileges to the Wilmington and Weldon Railroad Company for a qualified surrender of its exemption from taxation, be made the special order for Monday next, to follow immediately the consideration of

H. B. 982, S. B. 959, bill to promote and protect the oyster industry of the State. The motion prevailed.

H. B. 777, S. B. 896, bill to incorporate the New York and Wilmington Land, Improvement and Banking Company, passed its second and third readings and was ordered enrolled.

Mr. Bellamy moved to reconsider the vote by which the motion to lay on the table the motion to reconsider the vote by which

S. B. 1022, bill supplemental to and to be a part of an act entitled an act to make the apportionment of the members of the Senate, was adopted; and moved further to postpone the consideration of his motion for the present. The latter motion prevailed.

REPORT OF TELLERS ON THE PART OF THE SENATE AND HOUSE OF REPRESENTATIVES TO SUPERINTEND THE ELECTION OF TRUSTEES OF THE UNIVERSITY.

We, the undersigned, tellers on the part of the Senate and House of Representatives to superintend the election of Trustees of the University held on Friday, February 27, beg leave to report:

To fill the place of those going out of office on November 30, 1891:

Hon. Kemp P. Battle, of Orange;
Hon. Fred. Phillips, of Edgecombe;
W. N. Mebane, Esq., of Rockingham;
J. A. McIver, Esq., of Moore;
R. M. Furman, Esq., of Buncombe;
F. H. Busbee, Esq., of Wake;

Benehan Cameron, Esq., of Durham;
John W. Starnes, Esq., of Buncombe;
Marsden Bellamy, Esq., of New Hanover;
John W. Fries, Esq., of Forsyth;
Marion Butler, Esq., of Sampson;
Thomas S. Kenan, Esq., of Wake;
R. L. Beall, Esq., of Caldwell;
G. Samuel Bradshaw, Esq., of Randolph;
A. H. Merritt, Esq., of Chatham;
J. D. Murphy, Esq., of Pitt;
James W. Wilson, Esq., of Burke;
Hon. W. L. Saunders, of Wake;
Hon. Z. B. Vance, of Mecklenburg;
Dr. R. H. Lewis, of Wake;
Received in the Senate, thirty-nine votes.
Received in the House, seventy-two votes.
To fill vacancies caused by resignation or death:
David G. Worth, Esq., of New Hanover, in place of W. H. Chadbourne, Esq., of New Hanover;
W C. Riddick, Esq., of Halifax, in place of Hon. A. C. Avery;
F. S. Spruill, Esq., of Franklin, in place of Hon. J. J. Davis;
W. J. Peele, Esq., of Wake, in place of Robert Bingham, Esq., of Alamance;
Benehan Cameron, Esq., in place of Paul C. Cameron, Esq.;
G. Samuel Bradshaw, Esq., in place of E. H. Davis, Esq.;
J. D. Murphy, Esq., of Pitt, in place of H. R. Bryan, Esq., of Craven;
James W. Wilson, Esq., of Burke, in place of W. W. Lenoir, Esq., of Caldwell;
Received in the Senate, thirty-nine votes.
Received in the House, seventy-two votes.
W. D. Pruden, Esq., of Chowan, in place of Eugene Grissom, Esq.;

J. W. Todd, Esq., of Ashe, in place of C. R. Thomas, Esq., of Craven;

Received in the Senate, thirty-five votes.

Received in the House, seventy-two votes.

Thomas Settle, Jr., of Rockingham, and A. E. Holton, Esq., of Guilford, received in the Senate four votes.

Mr. Holton received one vote in the House.

J. W. Wood of Wilkes, A. B. Gorrell and J. Q. A. Bryan received one vote each in the House.

It appears from the result of said election that the names submitted by the committee to be Trustees, having received a majority of all the votes cast in both houses are thereby elected.

Respectfully submitted,

(Signed) I. T. AVERY,
J. L. McLEAN,
Tellers on part of the Senate.
D. ALEXANDER,
R. D. GILMER,
Tellers on part of House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives announcing the passage by that body of

H. B. 675, S. B. 1090, bill to amend the charter of the Granite City Land and Improvement Company. Referred to the Committee on Corporations.

H. B. 1092, S. B. 1091, bill to prevent obstructions in Rider's creek and Second creek in Tyrrell county. Referred to Committee on Propositions and Grievances.

H. B. 1051, S. B. 1092, bill to repeal the charter of Garner Station, Wake County. Referred to the Committee on Judiciary.

H. B. 1177, S. B. 1093, bill to abolish the first week of the April and November Terms of Bertie Superior Court. Placed on the Calendar.

H. B. 1108, S. B. 1094, bill to authorize the Commissioners of Nash County to levy a special tax in the stock-law territory. Referred to the Committee on Finance.

H. B. 922, S. B. 1095, bill to amend the charter of the town of Randleman. Referred to the Committee on Corporations.

H. B. 383, S. B. 1096, bill to establish a normal and training school for the colored race in the town of Elizabeth City, Pasquotank County. Placed on the Calendar.

H. B. 99, S. B. 767, bill to amend section 2589 of *The Code*, so as to increase the public school fund to fourteen cents on property and forty-two cents on polls, and ordered the same transmitted for concurrence without engrossment.

Also, a message transmitting a substitute for S. B. 885, H. B. 1193, bill regulating the sale of spirits, wines and cider in the county of Greene, which was concurred in and ordered to be enrolled.

A message was also received from the House of Representatives announcing the passage of the following bills and asking concurrence therein:

H. B. 908, S. B. 1097, bill to regulate fishing in Neuse river. Referred to the Committee on Fish and Fisheries.

H. B. 997, S B. 1098, bill to amend chapter 367, Laws in regard to stock law in Richmond County. Referred to the Committee on Propositions and Grievances.

H. B. 948, S. B. 1099, bill to amend the charter of the Fayetteville and Albemarle Railroad Company. Referred to the Committee on Corporations.

H B. 941, S. B. 1100, bill to incorporate Garysburg High School Academy. Referred to the Committee on Education.

H. B. 825, S. B. 1101, bill to amend section 2, chapter 19 of the Laws of 1885, concerning tax upon corporations. Referred to the Committee on Finance.

H. B. 944, S. B. 1102, bill to repeal the charter of the town of Osgood, Chatham County. Referred to the Committee on Judiciary.

H. B. 890, S. B. 1103, bill to amend the charter of Beaver Hill Cemetery. Referred to the Committee on Corporations.

H. B. 917, S. B 1104, bill to incorporate the Consolidated Carolina Mining Company. Referred to the Committee on Corporations.

H. B. 970, S. B. 1105, bill to amend the charter of the Carolina Mining, Manufacturing and Improvement Company. Referred to the Committee on Corporations.

H. R. 988, S. R. 1106, resolution to pay expenses of visiting convicts on Roanoke farm. Placed on the Calendar.

H. B. 899, S. B. 1107, bill to amend chapter 198 of the Private Laws of 1889, to change the name of Meed Creek School-house. Referred to the Committee on Education.

H. B. 952, S. B. 1108, bill to regulate local option at Kenansville, Dup in County. Referred to the Committee on Propositions and Grievances.

H. B. 956, S. B. 1109, bill to appoint E. S. Simmons a Justice of the Peace. Referred to the Committee on Ju iciary.

H. B. 883, S. B. 1110, bill to incorporate the Commercial Club. Referred to the Committee on Corporations.

H. B. 843, S. B. 1111, bill to incorporate Shiloh Institute. Referred to the Committee on Education.

H. B. 959, S. B. 1112, bill to regulate the sale of seed cotton in Mecklenburg County. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 851, S. B. 1113, bill to amend section 1169 of *The Code*. Referred to the Committee on Judiciary.

H. B. 967, S. B. 1114, bill to amend chapter 398 of the Laws of 1889. Referred to the Committee on Judiciary.

H. B. 961, S. B. 1115, bill in regard to the inspection of lumber. Referred to the Committee on Propositions and Grievances.

H. B. 957, S. B. 1116, bill to protect wild fowl in the waters of Core Sound in Carteret County. Referred to the Committee on Propositions and Grievances.

H. B. 441, S. B. 1117, bill to amend section 1840 of *The Code*. Referred to the Committee on Judiciary.

H. B. 26, S B. 1118, bill to amend section 1279 of *The Code*. Referred to the Committee on Judiciary.

H. B. 896, S. B. 1119, bill for the relief of W. C. Boren. Referred to the Committee on Finance.

H. B. 1023, S. B. 1120, bill to incorporate Keystone Mining and Manufacturing Company of Raker City. Referred to the Committee on Corporations.

H. B. 791, S. B. 1121, bill to authorize the establishment of homes for indigent children and to regulate the management of the same. Placed on the Calendar.

H. B. 568, S. B. 1122, bill to establish a scale of fees for the Clerk of the Superior Court of the county of Pitt. Referred to the Committee on Salaries and Fees.

H. B. 774, S. B. 1123, bill in relation to public schools in the city of Asheville. Referred to the Committee on Finance.

H. B. 950, S. B. 1124, bill to amend the charter of Southport. Referred to the Committee on Corporations.

H. B. 544, S. B. 1125, bill to incorporate the Farmers and Merchants Bank of Greenville. Referred to the Committee on Banks and Currency.

H. B. 802, S. B. 1126, bill to amend section 3723 of *The Code*. Referred to the Committee on Judiciary.

H. B. 995, S. B. 1127, bill to amend sections 2 and 4, chapter 475, Laws of 1887. Referred to the Committee on Judiciary.

H. B. 697, S. B. 1128, bill to amend chapter 16 of *The Code*. Referred to the Committee on Judiciary.

On motion of Mr. Twitty, the Senate adjourned until to-night at 8 o'clock.

EVENING SESSION.

February 28, 1891.

The Senate met pursuant to adjournment, Mr. Turner in the chair.

By consent, the following bills were introduced and disposed of as follows:

By Mr. Aycock (by request), S. B. 1129, bill supplemental to an act of this General Assembly, ratified the 28th day of February, 1891, entitled an act to amend the charter of the city of Asheville. Placed on the Calendar.

By Mr. Bishop, S. B. 1130, bill to incorporate the Northampton and Hertford Railroad Company. Referred to the Committee on Corporations.

By Mr. Gilman (by request), S. B. 1131, bill to prevent reckless driving upon the streets of towns and cities of North Carolina. Referred to the Committee on Propositions and Grievances.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 930, bill to amend chapter 503, Laws of 1889, relating to the public roads in Northampton County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 921, bill to amend chapter 139, Private Laws of 1889, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 193, S. B. 631, bill to regulate fishing with seines in the waters of the Roanoke river, passed its second reading.

H. B. 415, S. B. 807, bill to amend section 2872 of *The Code*, as to fees, on its second reading.

Mr. Butler moved the bill be laid on the table. Lost.

The pending amendment offered by Mr. Avery, was adopted.

On motion of Mr. Bellamy, the bill was laid on the table.

H. R. 988, S. R. 1106, resolution to pay expenses of committee visiting convicts on Roanoke farm, passed its second and third readings and was ordered enrolled.

Mr. Twitty moved the Senate adjourn. Lost.

THE CALENDAR

was resumed.

H. B. 431, S. B. 972, bill to amend the charter of the town of Highlands in Macon County, passed its third reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Chesson, Courts, Davis of Haywood, Freeman, Gilman, Greene of Harnett, Grigsby, Hobson, McLean, Mitchell, Paine, Parker, Russell, Speight, Turner, Twitty, White, Wilcox and Williams — 26.

The bill was ordered enrolled

H. B. 939, S. B. 824, bill to authorize the Commissioners of Cherokee County to issue bonds, passed its third reading, ayes 27, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Chesson, Courts, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Russell, Speight, Turner, Twitty, White, Wilcox and Williams — 27.

The bill was ordered enrolled.

S. B. 839, bill to incorporate the Asheville, Cranberry and Pulaski City Railroad Company, passed its third reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Chesson, Courts, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Russell, Speight, Turner, Twitty, White, Wilcox and Williams — 29.

S. B. 966, bill to amend the charter of the town of Wilson, N. C., passed its second reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Bell, Bishop, Bowers, Chesson, Courts, Davis of Haywood,

Durham, Freeman, Gilman, Greene of Harnett, Grigsby, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Russell, Speight, Turner, Twitty, White, Wilcox and Williams — 29.

H. B. 1177, S. B. 1093, bill to abolish the second week of the April and November Terms of Bertie Superior Court, passed its second and third readings and was ordered enrolled.

H. B. 383, S. B. 1096, bill to establish a normal and training school for the colored race in the town of Elizabeth City, Pasquotank County, passed its second and third readings and was ordered enrolled.

H. B. 715, S. B. 907, bill to amend the charter of the town of Gold Hill in the county of Rowan, passed its third reading, ayes 30, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Bowers, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Galloway, Greene of Harnett, Grigsby, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Russell, Speight Turner, Twitty, White, Wilcox and Williams — 30.

The bill was ordered enrolled.

H. B. 1129, bill supplemental to an act of this General Assembly, ratified the 28th day of February, 1891, entitled an act to amend the charter of the city of Asheville, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 365, bill to incorporate the grounds of Trinity College as Trinity College Park, and an act to amend the charter of Trinity College so as to provide for the admission of students to a share in the government thereof, passed its third reading, ayes 30, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway,

Greene of Harnett, Grigsby, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Speight, Turner, Twitty, Wilcox and Williams — 30.

The bill was ordered sent to the House of Representatives without engrossment.

H. B. 845, S. B. 897, bill to allow the Commissioners of Person County to issue bonds to pay the indebtedness of the county, passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Freeman, Gilman, Greene of Harnett, Grigsby, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Russell, Speight, Turner, Twitty, Walser, White, Wilcox and Williams — 32.

S. B. 739, bill to authorize the Commissioners of Wilkes County to levy a special tax, passed its third reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Russell, Speight, Turner, Twitty, White, Wilcox and Williams — 31.

The bill was ordered engrossed and sent to the House of Representatives.

H. B. 495, S. B. 847, bill to charter the Hamburgh Normal High School, Jackson County, passed its second and third readings and was ordered enrolled.

H. B. 1015, S. B. 990, bill to incorporate the town of Buena Vista in the county of Buncombe, passed its second reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Chesson,

Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Russell, Speight, Turner, Twitty, Walser, White and Wilcox — 34.

S. B. 1067, bill supplemental to an act entitled an act to prevent the sale of liquor within two miles of Ray's schoolhouse in Madison County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 964, bill to amend chapter 167, Laws of 1885, relative to a ferry across North-east River, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 332, S. B. 937, bill to incorporate the Eastern Carolina Piscatorial Association, passed its second and third readings and was ordered enrolled.

S. B. 1074, bill to incorporate Sutherland Seminary in Ashe County, passed its second and third readings and was ordered enrolled.

S. B. 1079, bill to amend the rules of evidence, passed its second and third readings and was ordered engrossed and sent to the House of Representatives.

S. B. 878, bill to permit the Commissioners of New Hanover County to exempt certain foremen of factories and machine-shops from jury duty, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

H. B. 949, S. B. 1000, bill to regulate the collection of taxes in the counties of Wayne and Mecklenburg, passed its second and third readings and was ordered enrolled.

S. B. 750, bill to confirm and make valid Patent No. 8841, issued December 12, 1888, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 960, bill to provide a rate for coaling steamers and for other purposes, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 953, bill to prohibit obstruction of Yadkin River and its tributaries in Wilkes County, passed its second reading.

S. B 875, bill to amend chapter 57, Vol. II of *The Code*, and for other purposes, was,

On motion of Mr. Twitty, laid on the table.

S. B. 969, bill to regulate the reporting of the opinions of the Supreme Court, failed to pass its second reading.

H. B. 516, S. B. 690, bill to incorporate the Greenville Land and Improvement Company, passed its second and third readings and was ordered enrolled.

S. B. 663, bill to appoint a cotton weigher for the town of Tarboro, Edgecombe County, passed its third reading, was ordered engrossed and sent to the House of Representatives.

S. B. 527, bill supplemental to an act to create Salem Township in Granville County, on its second reading.

The substitute reported by the Committee on Propositions and Grievances was adopted.

The bill passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

S. B. 877, bill for the relief of J. B. Chesson, ex-Sheriff of Washington County, passed its second and third readings, was ordered engrossed and sent to the House of Representatives.

On motion of Mr. Skinner, the Senate adjourned until Monday morning at 10 o'clock.

FORTY-SEVENTH DAY.

SENATE CHAMBER, March 2, 1891.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. Carter, of the city.

The Journal of Saturday was read and approved.

PETITIONS.

Petitions were presented, read, and disposed of as follows:

By Mr. White, petition against the sale of spirituous liquors around Herman's school-house, Alexander County. Referred to the Committee on Propositions and Grievances.

By Mr. Chesson, petition against the passage of any law to prohibit fishing in Roanoke river. Referred to the Committee on Propositions and Grievances.

By Mr. McLean, petition asking the prohibition of the sale of liquor within two miles of certain churches. Referred to the Committee on Propositions and Grievances.

REPORTS OF COMMITTEES.

Reports were submitted from standing Committees as follows:

From the Committee on Judiciary:

By Mr. Parker, H. B. 733, S. B. 1050, bill to extend the provisions of section 1980 of *The Code*, recommending it do pass;

S. B. 543, bill to require railroads to redeem unused tickets, recommending it do pass.

By Mr. Avery, H. B. 841, S. B. 1045, bill to amend section 709 of *The Code*, recommending it do pass;

H. B. 953, S. B. 1040, bill to amend chapter 91, Private Laws of 1881, recommending it do pass.

By Mr. Paine, S. B. 924, bill to prevent habitual drunkenness, recommending it do not pass;

H. B. 873, S. B. 1058, bill to amend chapter 531, Laws of 1889, recommending it do pass;

S. B. 959, bill to regulate the damages awarded to parties whose stock may be killed or injured by railroads, recommending it do pass, with an amendment.

By Mr. Aycock, H. B. 768, S. B. 1051, bill to repeal chapter 15, Private Laws 1887, and chapter 150, Private Laws of 1885, recommending it do pass;

H. B. 947, S. B. 1029, bill to define the words "swamp lands" as the same are employed in the statutes of this State, in respect to the entry and general grant of lands and lands appropriated and belonging to the State Board of Education, recommending it do pass;

S. B. 968, bill to create a commission to prepare propositions and amendments and revision of the Constitution and certain laws, recommending it do not pass.

From the Committee on Propositions and Grievances:

By Mr. Twitty, S. B. 1078, bill to annex a portion of the territory of Beaufort County to the county of Pamlico, recommending it do not pass, but recommending a substitute.

From the Committee on Internal Improvements:

By Mr. Bowers, S. B. 1076, bill to incorporate the town of Whiteville, Columbus County, recommending it do pass.

By Mr. Wilcox, S. B. 1011, bill to suspend the operations of chapter 49, Vol. I of *The Code*, recommending it do pass.

By Mr. Bell, H. B. 1182, S. B. 1037, bill to incorporate the Cape Fear and Northern Railway Company, recommending it do pass, with an amendment.

By Mr. Butler, S. B. 1064, bill to incorporate the North Carolina, Cleveland and Chattanooga and Dayton Railroad, recommending it do pass, with amendments.

From the Committee on Banks and Currency:

By Mr. Russell, H. B. 806, S. B. 994, bill to incorporate the Murphy Banking Company, recommending it do pass.

By Mr. Greene of Harnett, H. B. 544, S. B. 1125, bill to incorporate the Farmers and Merchants Bank of Greenville, recommending it do pass.

From the Committee on Corporations:

By Mr Bellamy, S. B. 1130, bill to incorporate the Northampton and Hartford Railroad Company, recommending it do pass, with an amendment;

S. B. 1008, bill to incorporate the Mutual Insurance and Aid Society of Wilmington, recommending it do pass.

By Mr. Wilcox, S. B. 1082, bill to amend section 6 of an act entitled an act to incorporate the North Carolina Land and Lumber Company, recommending it do pass;

H. B. 1013, S. B. 1031, bill to incorporate Ruffin Lodge, No. 6, K. of P., recommending it do pass.

By Mr. Allen of Bladen, H. B. 993, S. B. 1030, bill to incorporate Union Cotton Mills, recommending it do pass

From the Committee on Finance:

By Mr. Mitchell, H. B. 877, S. B. 1042, bill to authorize the Commissioners of Alamance to fund the debt of the county, recommending it do pass.

By Mr. Greene of Harnett, S. B. 961, bill to authorize the collection of certain unpaid taxes in Moore County, recommending it do not pass;

H. B. 521, S. B. 848, bill to exempt from mortgage sale property of the amount of twenty-five dollars in value, recommending it do not pass.

By Mr. McLean, S. B. 1083, bill for the relief of W. F. Shore, ex-Sheriff of Yadkin County, recommending it do not pass.

By Mr. Paine, S. B. 880, bill to pay the engineer of the Capitol and Supreme Court building fifty dollars extra, recommending it do not pass.

By Mr. Davis of Haywood, H. B. 910, S. B. 989, bill to authorize the Commissioners of Concord to issue bonds, recommending it do pass.

By Mr. Bishop, for the Committee on Penal Institutions, S. B. 794, bill to work the public roads and clean out watercourses with convicts, recommending it do pass.

From the Committee on Fish and Fisheries:

By Mr. Morgan, H. B. 579, S. B. 988, bill to restrict fishing in Columbus and Brunswick Counties, recommending it do pass.

By Mr. Gilman, H. B. 432, S. B. 718, bill to restrict fishing in Waccamaw river and its tributaries, recommending it do pass.

By Mr. Bishop, H. B. 566, S. B. 940, bill in relation to catching fish in Cashie river, recommending it do pass;

H. B. 703, S. B. 644, bill to prevent fishing in the waters of Alleghany County by seines, drag-nets and like means, recommending it do pass;

Mr. Speight, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 602, a bill to be entitled an act for the relief of Peter Murrill of Lenoir County;

S. B. 790, a bill to be entitled an act for the relief of the citizens of Caswell County;

S. B. 836, a bill to be entitled an act to create a new township in the county of Rowan;

S. B. 840, a bill to be entitled an act to amend and define the law of embezzlement;

S. B. 587, a bill to be entitled an act to amend chapter 459 of the Laws of 1889, being an act to incorporate the Greensboro, Roxboro and Eastern Railroad Company;

S. B. 922, a bill to be entitled an act to incorporate Saluda Seminary in Polk County.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Gilman, S. B. 1132, bill to incorporate the Jones and Onslow Tram-way Company. Referred to the Committee on Corporations.

By Mr. King (by request), S. B. 1133, bill to amend chapter 83, Laws of 1848–'49, relating to the charter of the North Carolina Railroad. Referred to the Committee on Judiciary.

By Mr. Bell (by request), S. B. 1134, bill to amend chapter 308, Private Laws of 1889. Placed on the Calendar.

By Mr. Twitty, S. B. 1135, bill supplementary to an act to amend the charter of the town of Tryon City, Polk County. Referred to the Committee on Corporations.

By Mr. Mitchell, S. B. 1136, bill to provide for erecting steps to the Executive Mansion. Placed on the Calendar.

Also, S. B. 1137, bill to provide for furnishing the Governor's Mansion. Placed on the Calendar.

By Mr. Sprinkle, S. B. 1138, bill to amend chapter 312, Laws 1889, in regard to the use of dynamite in the French Broad river and its tributaries. Placed on the Calendar.

By Mr. Butler, S. B. 1139, bill to amend section 2250 of *The Code*. Placed on the Calendar.

By Mr. Davis of Franklin, S. B. 1140, bill to incorporate the Farmers Railroad. Referred to the Committee on Corporations.

By Mr. Bellamy, S. B. 1141, bill to amend section 1967 of *The Code*. Referred to the Committee on Judiciary.

By Mr. Grigsby, S. B. 1142, bill to change the dividing line between the counties of Ashe and Wilkes. Referred to the Committee on Propositions and Grievances.

Also, S. B. 1143, bill concerning the printing of records in the Supreme Court. Referred to the Committee on the Judiciary.

The morning hour expired.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives informing the Senate that that honorable body had concurred in the proposition to form a committee of conference on S. B. 555, H. B. 887, bill to encourage and promote the growth, culture and marketing of fruits and vegetables, and that the Speaker had appointed as conferees on the part of House of Representatives, Messrs. Pickett, Wiley, Coffield, Lowery and Bryan of Wilkes.

Also, a message transmitting for concurrence House amendments to S. B. 551, H. B. 1222, bill to incorporate the Building and Loan Company of Greensboro.

The amendments were concurred in and the bill ordered enrolled.

Also, a message transmitting bills and resolutions, which were read the first time, and disposed of as follows:

H. B. 1227, S. B. 1159, bill to charter Fair View College at Trap Hill. Referred to the Committee on Education.

H. B. 1312, S. B. 1160, bill supplemental to an act to amend section 2755 of *The Code*. Referred to the Committee on Judiciary.

H. B. 1116, S. B. 1161, bill to incorporate the Southern Manganese Company. Referred to the Committee on Corporations.

H. B. 1112, S. B. 1162, bill for drainage of lowlands of Tyrrell County. Referred to the Committee on Propositions and Grievances.

H. B. 1107, S. B. 1163, bill to authorize Tyrrell County to pay to Hyde County certain school money. Referred to the Committee on Education.

H. B. 1106, S. B. 1164, bill disposing of stock in Caldwell and Watauga Turnpike Company. Referred to the Committee on Propositions and Grievances.

H. B. 1105, S. B. 1165, bill in relation to Caldwell and Watauga Turnpike Company. Referred to the Committee on Propositions and Grievances.

H. B. 1002, S. B. 1166, bill to validate the probate of a deed of Henry Richards and others. Referred to the Committee on Judiciary.

H. B. 1246, S. B. 1167, bill to incorporate the Norwood and Rockingham Railroad Company. Referred to the Committee on Corporations.

House amendment to S. B. 544, H. B. 1221, bill for the relief of J. N. Beaman, Treasurer of Sampson County. Placed on the Calendar.

On motion of Mr. Butler, the amendments were concurred in and the bill ordered enrolled.

House amendments to S. B. 872, H. B. 1217, bill to incorporate the Parrish Warehouse Bank. Placed on the Calendar.

On motion of Mr. Russell, the amendments were concurred in and the bill ordered enrolled.

H. B. 1021, S. B. 1145, bill to amend chapter 46, section 1876 of *The Code* in relation to official bonds. Referred to the Committee on Judiciary.

H. B. 898, S. B. 1146, bill to amend chapter 108, Laws of 1885. Referred to the Committee on Judiciary.

House amendments to S. B. 518, H. B. 1100, bill for the relief of H. C. Kearney, Sheriff of Franklin County. Placed on the Calendar.

On motion of Mr. Freeman, the bill was taken from the Calendar, the amendments were concurred in and the bill ordered enrolled.

H. B. 973, S. B. 1147, bill to amend section 120 of *The Code*. Referred to the Committee on Judiciary.

House amendments to S. B. 481, H. B. 1151, bill to incorporate the Cabarrus and Union Railroad. Placed on the Calendar

On motion of Mr. Shankle, the bill was taken from the Calendar, the amendments concurred in and the bill was ordered enrolled.

H. B. 999, S. B. 1148, bill to make South Creek in Lenoir County a lawful fence. Referred to the Committee on Propositions and Grievances.

H. B. 1047, S. B. 1149, bill to protect fish in the waters of Sweetenwater Creek, Martin County. Referred to the Committee on Fish and Fisheries.

H. B. 1244, S. B. 1150, bill to amend an act ratified by the present General Assembly on the 6th day of February,

1891, amendatory of section 2834 of *The Code*. Placed on the Calendar.

H. B. 1014, S. B. 1151, bill to provide for the office of tax-collector in the several counties of the State. Placed on the Calendar.

H. B. 969, S. B. 1152, bill to authorize township aid to the Asheville and Bristol Railroad Company. Referred to the Committee on Corporations.

H. B. 920, S. B. 1153, bill to levy a special tax in Lenoir County. Referred to the Committee on Finance.

H. B. 1181, S. B. 1154, bill to incorporate the Wilkesboro Banking and Trust Company. Referred to the Committee on Corporations.

H B. 955, S. B. 1155, bill to prevent destroying deer in Pamlico County at certain seasons. Referred to the Committee on Propositions and Grievances.

H. B. 963, S. B. 1156, bill to protect sheep in certain counties. Referred to the Committee on Agriculture, Mechanics and Mining.

House amendments to S. B. 358, H. B. 748, bill to incorporate the North Carolina Society for the Prevention of Cruelty to Children and Animals. Placed on the Calendar.

On motion of Mr. Bellamy, the bill was taken from the Calendar, the amendments concurred in and the bill ordered enrolled.

H. B. 972, S. B. 1157, bill to incorporate the Lower Creek and Linville Valley Transportation Company. Referred to the Committee on Corporations.

H. B. 735, S. B. 1158, bill to incorporate the Oxford and Coast Line Railroad Company. Referred to the Committee on Corporations.

House amendment to S. B. 752, H. B. 1077, bill to regulate the Superior Courts of Moore County. Placed on the Calendar.

On motion of Mr. Wilcox, the bill is taken from the Calendar, the amendment was concurred in and the bill ordered enrolled.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 540, S. B. 725, bill to protect stock in the vicinity of Greenville, on its third reading.

Mr. Williams moved to amend:

Add to section 1: "That any person owning land on the outside of the line mentioned above in this section shall have the privilege of bringing his or her lands within the provisions of this act by building and extending the fence in the manner they may desire: *Provided*, that such person or persons shall pay the extra expense that shall be caused by widening or extending the fence territory, or shall construct the fence without cost to any of the parties within the boundary mentioned above, but where the fence is constructed it shall come within the provisions of this act, and the outward line of the fence as so extended shall be repaired under the general provisions of this act: *Provided*, the extension aforesaid shall be applicable to lands that are adjacent to the line specified in section 1, and that this fence territory shall not be constructed or construed so as to include any land the owner of which does not voluntarily desire to come within its provisions: *And provided further*, that the outward line shall never be permitted to go or to be extended beyond two miles from the corporate limits of the town of Greenville."

Adopted.

Mr. Williams moved to amend:

Strike out in line 7, section 4, all from the word "them" and commencing at the word "to" down to the word "Green-

ville" in line 17, and insert in lieu thereof the words "assess and collect a special tax for the building and repairing of said fence, on all real property within the boundaries of said fence, and on real property within the town of Greenville and the corporate limits thereof, as provided in chapter 20, sections 2824 and 2825 of *The Code*."

Adopted.

The bill passed its third reading, ayes 31, noes __, as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Atwater, Avery, Bryan, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Speight, Sprinkle, Stanford, Turner, Twitty, White, Wilcox and Williams — 31.

The Senate amendments were ordered engrossed and sent to the House of Representatives.

S. B. 1078, bill to annex a portion of the territory of Beaufort County to the county of Pamlico, on its second reading.

The substitute reported by the Committee on Propositions and Grievances was adopted.

The bill passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

H. B. 551, S. B. 949, bill to incorporate the Norfolk, Wilmington and Charleston Railroad Company, passed its third reading, ayes 31, noes __, as follows:

Those voting in the affirmative were:

Messrs. Atwater, Aycock, Bell, Bryan, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Shankle, Speight, Stanford, Turner, Twitty, White and Wilcox — 31.

The bill was ordered sent to the House of Representatives without engrossment.

H. B. 1015, S. B. 990, bill to incorporate the town of Buena Vista in the county of Buncombe, passed its third reading, ayes 38, noes --, as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Bowers, Bryan, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 38.

The bill was ordered enrolled.

S. B. 1076, bill to incorporate the town of Whiteville in Columbus County, passed its second reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Hobson, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Sprinkle, Stanford, Turner, Twitty, White, Wilcox and Williams — 34.

S. B. 717, bill to amend section 3836 of *The Code*, on its third reading.

Mr. Bishop moved to amend:

Amend section 1, line 6, after the word "shall," by striking out the words "guilty of a misdemeanor" and inserting "shall forfeit the principal."

Lost.

Mr. Bellamy moved to amend:

Strike out "shall be guilty of a misdemeanor" and insert in lieu thereof "shall be liable for four times the amount of interest paid by the person paying said interest, if suit shall be brought to recover the same within twelve months from the date of the payment of the same, or within twelve months from the final settlement of the principal."

The amendment was lost.

The bill failed to pass its third reading, ayes 13, noes 26, as follows:

Those voting in the affirmative were:

Messrs. Bishop, Butler, Culbreth, Durham, Freeman, Greene of Harnett, Hobson, McLean, Mitchell, Stanford, White, Wilcox and Williams — 13.

Those voting in the negative were:

Messrs. Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bryan, Chesson, Courts, Davis of Haywood, Galloway, Gilman, Greene of Wake, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Turner and Walser — 26.

H. B. 845, S. B. 897, bill to allow the Commissioners of Person County to issue bonds to pay the indebtedness of the county, on its third reading.

The bill passed its third reading, ayes 32, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Avery, Bell, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Greene of Harnett, Greene of Wake, Hobson, Lucas, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Sprinkle, Stanford, Turner, Twitty, Walser and White -- 32.

S. B. 1010, bill to allow the city of Charlotte to issue bonds, on its third reading.

The bill passed its third reading, ayes 39, noes --, as

follows, and was ordered to be transmitted to the House of Representatives for concurrence, without engrossment.

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Avery, Aycock, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, McLean, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 39.

S. B. 966, bill to amend the charter of the town of Wilson, on its third reading.

The bill passed its third reading, ayes 38, noes --, as follows, and was ordered to be transmitted to the House of Representatives for concurrence, without engrossment.

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Atwater, Avery, Aycock, Bell, Bowers, Bryan, Butler, Chesson, Courts, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 38.

H. B. 193, S. B. 631, bill to regulate fishing with seines in the waters of the Roanoke river, passed its third reading and was ordered enrolled.

H. B. 655, S. B. 857, bill to amend the charter of the Atlanta, Asheville and Baltimore Railroad Company, on its third reading.

The bill passed its third reading, ayes 37, noes --, as follows, and was ordered enrolled.

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett,

Greene of Wake, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 37.

H. B. 1036, S. B. 916, bill to amend the charter of West Asheville, on its third reading.

The bill passed its third reading, ayes 39, noes --, as follows, and was ordered enrolled.

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bowers, Bryan, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 39.

H. B. 799, S. B. 974, bill to incorporate the town of Portia in McDowell County, on its third reading.

The bill passed its third reading, ayes 34, noes --, as follows, and was ordered enrolled.

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Courts, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, Hobson, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 34.

Mr. Bowers moved to reconsider the vote by which H. B. 193, S. B. 631, bill to regulate fishing with seines in the waters of Roanoke river, passed its third reading.

The motion did not prevail.

H. B. 648, S. B. 853, bill to establish a graded school for the town of Concord, on its second reading.

The bill passed its second reading, ayes 38, noes --, as follows:

Those voting in the affirmative were:

Messrs Allen of Bladen, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bowers, Bryan, Chesson, Courts, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 38.

Mr. Paine moved to reconsider the vote by which S. B. 717, bill to amend section 3836 of *The Code*, passed its third reading.

The motion was lost.

H. B. 772, S. B. 910, bill to amend the laws relating to the charter of Fayetteville, on its second reading.

The amendments submitted by the Committee on Corporations were adopted, and the bill passed its second reading, ayes 26, noes —, as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Atwater, Avery, Aycock, Bell, Bryan, Chesson, Courts, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Stanford, Turner, Twitty, Walser, White and Williams — 26.

H. B. 982, S. B. 950, bill to promote and protect the oyster industry of the State, on its second reading.

Mr. Butler moved to amend section 12, article 2, as follows:

Strike out the word "article" in said section and insert the word "act" in lieu thereof; and after the word "state" in the third line of said section add the following words, to-wit: "The owner or proprietor of any private oyster ground, who is a citizen of this State, entered or held under the laws of the State, shall have the privilege of using any apparatus or appliance for taking oysters or shells from the public grounds or natural beds of the State, when

the same shall lie in more than ten feet of water, between the 1st day of May and the 1st day of October, upon the following conditions, viz.: The said proprietor or owner shall enter into a written agreement with the State, to be filed in the office of the Clerk of the Superior Court wherein the said owner or proprietor may reside, to observe the laws of the State relating to the taking and sale of shell fish, to plant all oysters taken from public ground upon private grounds, entered or held under the laws of the State, to deposit not more than 1,000 bushels of said oysters on any acre of ground so held, and to take no oysters from any public ground or plant any oysters so taken, except in the presence of a regularly commissioned inspector, and the said owner or proprietor shall give a good and sufficient bond, with two sureties, to be approved by the Clerk of the Superior Court, in the sum of $1,000, to carry out said agreement in good faith, and shall pay to said Clerk for the benefit of the oyster fund the sum of two dollars per ton per annum of the vessel used: *Provided*, that the said owner or proprietor shall pay into the hands of the Clerk of the Superior Court in monthly installments not exceeding $50, in advance, a sufficient sum for the payment of the salary of said inspector."

Mr. Butler demanded the ayes and noes, and the amendment was lost, ayes 18, noes 25, as follows:

Those voting in the affirmative were:

Messrs. Alston, Avery, Bellamy, Butler, Davis of Franklin, Galloway, Gilman, Greene of Harnett, Greene of Wake, King, McLean, McLarty, Mitchell, Reid, Speight, Stanford, Walser and Wilcox — 18.

Those voting in the negative were:

Messrs. Allen of Bladen, Ardrey, Aycock, Bell, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Grigsby, Hobson, Lucas, McLean, Paine, Parker, Rose, Russel, Shankle, Skinner, Twitty and Williams — 25.

Mr. Gilman moved to amend by striking out section 13 of the act.

The motion was lost.

Mr. Gilman moved to amend section 1 of Art. II, by adding "that nothing in this act shall apply to planters or cultivators of oysters in duly licensed oyster gardens of North Carolina."

The amendment was lost.

Mr. Morgan offered the following substitute:

The General Assembly of North Carolina do enact:

ARTICLE I.

SECTION 1. It shall be unlawful for any person to use or cause to be used any scoop, scrape, dredge or similar instrument for the purpose of taking or catching oysters from the waters of the State without having first having been licensed as hereinafter provided.

SEC. 2. The Clerks of the Superior Courts of the counties of Dare, Hyde, Pamlico and Carteret shall, upon the application of any person who has been a resident of this State for twelve consecutive months next preceding such application, issue a privilege license to such resident, and to no other person, to employ such boat in taking or catching oysters with scoop, scrape, dredge or similar instrument within the deep waters of Pamlico Sound: *Provided, however*, that no dredge shall be allowed in water less than ten feet deep, which license shall hold good for one season only, and shall only authorize the catching of oysters between the first day of October and the first day of February, and on that day the dredging season shall end and the license shall expire, except for the purpose of taking oysters to plant, or private grounds entered or held under the laws of the State.

SEC. 3. It shall not be lawful for the owner, master or any person on board of any vessel in this State to affix any windlass, spool-winder or other machinery or equipment for

operating or handling scoops, scrapes or dredges, or to have on board any vessel a scoop, scrape or dredge with intent to affix the same to said vessel for use in taking or catching oysters without first having obtained a license to take or catch oysters with scoop, scrape or dredge as aforesaid; and the fact of having such scoop, scrape or dredge on board of any vessel, except as freight, shall be *prima facie* evidence of the intent to use the same contrary to this section.

Sec. 4. The owner of said boat shall make oath before one of the Clerks of the Superior Court of the counties aforesaid that he is the *bona fide* owner of such boat to be described in the license; that he has been a resident of the State for a term of twelve months consecutively; that there is no lien or mortgage on said boat held by any non-resident or attorney of a non-resident, either directly or indirectly, and that the said boat has not been used, and will not be used, for the purpose of evading the law. Such applicant shall produce before said Clerk, at the time of making such application for license, the custom-house tonnage of said boat, which tonnage he shall swear to. The master of such boat shall also make oath that he has been a resident of this State for twelve months next preceding the time of taking such oath, and shall also produce the custom-house license of said boat; but the ownership as expressed in the custom-house license need not be accepted either by the Clerk issuing the said dredging license, nor in any court of law, as full and satisfactory proof of the true ownership.

Sec. 5. Before granting such license the Clerk of the courts aforesaid, or either of them, shall receive for it from the applicant at the rate of two dollars per ton for every ton the boat may measure up to fifteen tons net, and for every ton in excess of fifteen tons at the rate of ten dollars per ton for such excess, and licenses shall be issued after the beginning of the oyster season at the rate of sixty cents per month for each ton for vessels measuring fifteen tons and under, and three dollars per month for each ton in excess of

fifteen tons, and no license shall be issued after the beginning of the oyster season except for the remainder of the season, and the license shall be exhibited whenever called for by any officer of this State.

SEC. 6. Any master or person in charge of any vessel who shall violate any of the provisions of the preceding sections by taking oysters unlawfully shall be deemed guilty of a misdemeanor, and, upon indictment and conviction in any court of competent jurisdiction, shall be imprisoned for a term of not less than three months nor more than two years, and the boat or vessel used in such violation shall be forfeited, together with the papers, furniture and any article on board the boat or vessel at the time of said violation, but shall be released upon the payment of not less than one hundred dollars nor more than five hundred dollars and the costs and expenses for each and every violation of the preceding section, in the discretion of the court.

SEC. 7. Upon information given under oath to any Judge of the Superior Court or Justice of the Peace of any violation of any of the provisions of this act, he shall issue his warrant to the Sheriff or any constable or patrolman hereinafter provided for, requiring any of them to whom it may be directed to summon a *posse comitatus*, if necessary, and proceed forthwith to arrest the party or parties alleged to have been engaged in the violation of this law, to seize and take possession of any boat, canoe or vessel, together with all the tackle and apparel on board of the same, and to deliver the same to the Judge of the Court or a Justice of the Peace before whom any person is brought charged with the violation of any of said sections of this Article, who shall grant the parties charged a speedy hearing, and if, in his judgment, the facts appear to warrant a conviction, he shall hold the parties charged for their appearance at the next term of the Superior Court: *Provided*, that such offenders may be tried in either of the counties of Dare, Hyde, Pamlico or Carteret, or the case may be tried in any county wherein the

offence occurred or the offender may reside; *And provided further*, that any Sheriff, constable, patrolman or other person herein authorized to make arrest, may arrest any person found engaged in the violation of the provisions of this law without first having obtained a warrant therefor, and the offender, together with his vessel, shall be at once carried before a Justice of the Peace or other proper officer, and the warrant issued and a speedy hearing had.

Sec. 8. Any person who shall resist any officer authorized under this law to make arrests while such officer is in the discharge of his duties, and any person who shall discharge any species of fire-arms at or towards any officer authorized under this law to make arrests while such officer is in the discharge of his duty, shall be deemed guilty of a felony, and, upon indictment and conviction in any Court having jurisdiction, shall be punished by a fine of not less than one hundred nor more than one thousand dollars, and shall be confined in the penitentiary for not less than one year nor more than ten years, in the discretion of the Court.

Sec. 9. The Judge or Justice of the Peace before whom any person shall be brought charged with violating any of the preceding sections of this Article shall give the case an immediate hearing, unless for good cause the case may be delayed not more than ten days, the party charged giving such good and sufficient bail as such Judge or Justice of the Peace shall require for his appearance at the trial, and any vessel found in the possession of any such person shall be held and safely kept at the cost of the party charged or the said vessel, or as the case may be, in case the master or other person in charge of said vessel shall or shall not be arrested, then the vessel so used in the violation of this Article shall be seized, and the charge against the same shall be heard by the said Judge or Justice of the Peace, and she shall be dealt with as hereinafter provided. Then in either case the Judge or Justice of the Peace may preside and hear the case

and determine whether or not the said vessel used has been in violation of any of said sections: *Provided*, if the case is heard by a Justice of the Peace he shall issue process for holding the vessel and return all the papers with the evidence taken before him to the next term of the Superior Court; and any vessel so found to be employed is hereby declared to be a forfeiture, and in case it shall finally be determined by the Superior Court that the vessel has been so employed, then the Court shall declare the same to be forfeited, together with all her tackle, apparel, appurtenances, boats, sails and rigging, and the Court shall authorize and direct the Sheriff to sell said vessel, together with all the apparel, etc., at public auction to the highest bidder for cash after giving at least twenty days' notice of the time and place of said sale, said notice to be published in some newspaper, if there be one published in the county, and if not, to be published at the court-house door and five other public places in said county; and the said officer shall be allowed the actual expenses of seizure, sale, etc., of said vessel and poundage fees, and the proceeds of such sale shall be first applied to the payment of all the costs, charges and expenses of the seizure, trial and sale of said vessel, and the balance of said proceeds, if any, shall be paid to the Clerk of the Court and by him to the Treasurer of the State and credited to the oyster fund, unless a part thereof be remitted as provided in section 6: *Provided*, that the owner, or any other person having any mortgage or other lien on said vessel, shall in all such cases have the right to interplead, the mortgages produced, and upon the trial the Court shall have the right to amend the warrant of any of the proceedings before the Justice of the Peace so as to bring the case to trial upon its merits, and the cause shall be tried in all respects as other cases now are; and upon bond equal to twice the value of said vessel being given by the owner or mortgagee thereof, satisfactory to the Justice, or the Judge, or the Clerk of the Superior Court, the said vessel may be

released pending the said trial, and in any case, if the owner shall establish the fact that the unlawful employment of said vessel was without his sanction or authority, the said Court shall order the said vessel or proceeds of her sale to be returned to him, or to any resident having a lien on said vessel: *Provided*, all costs, charges and expenses as are reasonable and proper are first defrayed.

SEC. 10. Any boat owned wholly or in part by any non-resident, or upon which there is any mortgage held by a non-resident or attorney of any non-resident, used in catching oysters in this State with scoop, dredge or similar instrument, is hereby declared to be forfeited, and shall be condemned by order of any Judge of the Superior Court, after due process of law, in any county nearest the place of her capture, and any Sheriff or other officer herein authorized to enforce this law may seize said boat with or without warrant, provided the warrant shall be applied for and obtained thereafter as soon as practicable, and the Justice shall proceed with the case as hereinbefore provided under the preceding section. The said boat to be sold after twenty days' notice at the court-house door and five other public places in the county where condemned, one-half the net proceeds of said sale shall be paid to the party making the capture, including the officers and crew of any patrol boat, and the balance shall be paid to the Clerk of the Court, and by them into the treasury of the State, to be credited to the oyster fund.

SEC. 11. Any vessel or boat having a license to dredge oysters shall expose, for the time such license is in force, on both sides of her principal sail and hull, the number of said license, prefixed by the initial letter of the county by which said license is issued, the letters and figures fifteen inches in length, so as to be plainly visible. A boat once licensed shall retain her original number and all subsequent licenses shall be by number of the boat. A boat which is licensed shall not expose to view any other number than that of the license or that required by the laws of the United States.

Any person who shall violate the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction in any Court in this State shall be fined not less than fifty dollars or imprisonment not less than thirty days, in the discretion of the Court.

SEC. 12. Any master or owner of any vessel licensed to dredge under the provisions of this article shall employ no servant or seaman on said boat used in dredging who has not been a resident of the State of North Carolina for twelve consecutive months preceding the issuing of the license herein provided for, and no person shall serve as an employee in any capacity on board such boats engaged in dredging until he shall have obtained a license from the Clerks of the Superior Court of one of the four counties herein named, and no owner or master shall employ such persons unless he exhibits the license herein provided. The Clerks of said Courts shall, upon application of any person who shall make oath in writing, signed by such applicant, that he has been a resident of the State for twelve consecutive months preceding his application, and upon furnishing other satisfactory proof, issue to such applicant a license, which shall not be transferable, to serve on any licensed dredging boat during the current dredging season, and shall receive from such applicant the sum of one dollar, to be paid to the Treasurer of the State and credited to the oyster fund, and a further sum of ten cents for fee for issuing such license. The Clerks of said Courts shall receive for each license issued to any vessel to dredge the sum of one dollar as fee for his services. Any master or owner of any licensed dredging boat who shall employ any person on said boat without a license, as herein provided, shall be guilty of a misdemeanor, and upon conviction before any Justice of the Peace, shall be fined not less than fifty dollars, or imprisonment not less than thirty days: *Provided*, the provisions of this section shall not apply to vessels or persons working on any private grounds entered or held under the laws of the State.

ARTICLE II — TONGING.

SECTION 1. No person shall use or cause to be used in any of the waters of the State any tongs or other like instrument, or boats for the purpose of taking or catching oysters with tongs unless he shall have resided in the State at least twelve months next preceding the day he shall make application for the purpose of taking oysters. And no non-resident of the State shall make any sale, or transfer to any oystering parties as aforesaid, to be used for the benefit of said non-resident, or to be used by such non-resident as the servant or employee of a citizen, and any such transfer made without the full consideration therefor shall be void. Upon an affidavit founded upon information and belief that any non-resident of the State has operated any tongs or other oyster apparatus, as aforesaid in the waters of the State, under such pretended sale, or transfer, or as the pretended employee of any citizen of the State, it shall be the duty of the Justice of the Peace before whom such affidavit is made, to issue a warrant against such non-resident, in whose name said apparatus is operated, and, upon conviction, the offender shall be guilty of a misdemeanor, and for every offence to be fined not less than twenty nor more than fifty dollars, or imprisoned not less than ten nor more than thirty days. Upon the trial the burden of proof shall rest upon the offender to show the *bona fides* of the consideration of said transfer.

SEC. 2. Any resident of this State desiring to use any canoe or other boat in catching oysters with rakes or tongs in any of the waters of the State, shall first obtain a license from the Clerk of the Superior Court wherein he may reside, and such license shall have effect from the first day of September to the thirty-first day of April inclusive next ensuing. *Provided*, that the said license shall, at the request of the applicant, be extended for the whole year for the purpose of

taking oysters for planting on ground entered or held under the laws of the State.

SEC. 3. Each and every license to use any boat, or tongs to catch and take oysters, shall state the name and residence of the person to whom the same is to be granted and the number and length of the canoe by top, or over-all measurement, of the canoe so to be used, and the time at which license will expire. Every applicant for such license shall pay to the Clerk of the Court where such license shall be granted, before the issuing and delivery of the same, according to the following rates, namely: For any boat measuring twenty-five feet or less in length, thirty cents per month for the time license is issued; for any boat measuring over twenty-five feet and not exceeding thirty-five feet, forty-five cents per month for the time which license is issued; for any open or decked boat over thirty-five feet in length and not custom-house tonnage, the sum of sixty cents per month for the time which license is granted; for all boats custom-house tonnage, seventy-five cents each month and twenty-five cents additional for each ton over five tons for each month for the time such license is issued. The license so issued shall only permit the persons so licensed to catch oysters with hand-tongs, and it shall be unlawful for any person licensed to catch oysters with tongs to employ in such business any servant who has not been a resident of the State for at least twelve months preceding the date of such employment.

SEC. 4. Any person desiring to catch oysters with, or as the servant of, another who is in possession of a licensed boat or canoe, or to catch or take oysters by himself in such licensed boat or canoe, shall first obtain an individual license. Every applicant for such license shall pay to the Clerk of the Court where such license may be granted, and before the issuing and delivery of such license, the sum of fifty cents. Said license shall date from the first day of September and to extend to the thirtieth day of April next ensuing: *Provided*, that on application the said license can be extended

until the first day of September, for the purpose of taking oysters for planting on private grounds of the State. And the Clerk shall collect a fee of ten cents for his services for each license so granted; but the Clerk shall not issue any license as provided in this section until the applicant shall have made oath that he has been a resident of the State for twelve months at least, and upon other satisfactory proof.

SEC. 5. Every applicant, whether for boat license or individual license, shall make oath before the Clerk of the Superior Court authorized to issue the same that the facts set forth in the said license are true. That he has been a *bona fide* resident of the State for twelve months next preceding the application, that he wi l accept no servant to catch oysters who is not duly licensed, and that he will obey all the laws of the State regarding the taking of oysters. Said application so subscribed by the applicant shall be filed in the Clerk's office of the county in which the application is made, and shall be an agreement, upon the part of the applicant, with the State, and should any person after obtaining a license, violate the said agreement he shall forfeit his license, and no other shall be granted to him until the license shall have expired which was forfeited. Any person or persons who shall catch or take oysters without an individual license shall be guilty of a misdemeanor and be fined upon conviction not less than ten dollars nor more than fifty dollars, and imprisoned not less than ten days and not more than thirty days. Any non-resident or person who has not been a resident of the State for twelve months who shall catch oysters by tongs in the waters of the State, or who shall fraudulently obtain a license so to do, or in either case, shall upon conviction be fined not less than one hundred dollars nor more than five hundred dollars, or imprisonment not less than two months nor more than two years, or both, in the discretion of the Court.

SEC. 6. Every person to whom a boat license is issued to tong shall paint the number of his boat or canoe on the

starboard quarter, aft, outside, near the gunwale, in black figures, not less than three inches in length, on a white ground, and no number other than that number shall be exposed to view on said boat or canoe, and a boat once numbered shall retain its original number of license subsequently issued, which shall be the number of the boat. Any person or persons failing to comply with the provisions of this section before using any boat or canoe for the purpose of taking or catching oysters, shall, upon conviction thereof, be fined not more than fifty dollars or imprisoned not more than thirty days.

Sec. 7. All forfeitures of licenses shall be declared by the Clerk issuing said license, upon the certificate of the Justice of the Peace or other Court, that the defendant had been convicted of an offence in violation of this chapter which works a forfeiture. A notice of forfeiture of license shall be issued by such Clerk and served upon said defendant and returned to the Clerk of the Court. After said notice shall have been served, said defendant shall be guilty of taking oysters without a license for each and every day that he shall take or catch oysters subsequent upon the notice upon him.

Sec. 8. It shall be unlawful for any person to catch or take oysters on Sundays or at night. Any person violating this section shall be guilty of a misdemeanor, and be fined not less than ten nor more than fifty dollars, or imprisoned not less than five nor more than thirty days.

Article III -- Inspection.

Section 1. That all oysters taken or caught from the waters of North Carolina from the first day of September to the 31st day of April, inclusive, shall be culled upon the natural beds or public grounds from which they are taken, and all oysters measuring less than two and a half inches from hinge to mouth, and all shells shall be replaced upon said beds or public grounds. *Provided, however*, where small

oysters adhere so closely to the shell of the marketable oyster as to render its removal impossible without the destruction of the large oyster, then such removal shall not be necessary, and it shall be unlawful for any person to have in his possession for sale a cargo or part of a cargo wherein small oysters and shells shall amount to more than ten per cent. of said cargo: *Provided*, this section shall not be applied to oysters caught for the purpose of planting upon private oyster gardens under the laws of this State as hereinafter provided by this act. Any person violating this section shall be guilty of a misdemeanor and be fined not less than ten nor more than twenty-five dollars.

SEC. 2. The Board of County Commissioners of each county shall appoint inspectors at each point where the market for oysters is sufficient to justify such appointment, and as many as may be necessary. The duty of said inspectors shall be to keep an accurate account of all oysters sold; to supervise the measurement of the same, and to see that no illegal tub for measurement is used; to have one bushel out of every hundred from the cargo of oysters culled, and to estimate the percentage of oysters and shells, and also to collect from the purchaser of the oysters, as hereinafter provided, the purchase tax, and to remit the same weekly to the Treasurer of the State. Should the oysters when culled, as provided for in section one of this article, show a greater percentage than ten per cent of small oysters and shells, the inspector shall at once obtain a warrant from the Justice of the Peace and have the offender tried before said Justice, as provided in section one of this Article.

SEC. 3. Each inspector shall, on Saturday of each week, make out a report of all oysters sold under his inspection, and the number of bushels thereof, the amount of tax collected from the purchasers of the oysters, whether, and to what extent, there has been any violation of the culling law, and to send the said report to the Treasurer of the

State, which report shall be made upon blanks prepared and furnished by the Treasurer of the State.

SEC. 4. All persons appointed to serve as inspectors of shell-fish, shall receive a written commission signed by the the Board of County Commissioners. They shall qualify before a Justice of the Peace, or other officer competent to administer oaths, by taking the oath prescribed in chapter 40, section 3315, subsection 47, of *The Code* of the State, and said oath shall be filed with the Clerk of the Board of County Commissioners and before qualifying he shall furnish a satisfactory bond, signed by at least two sureties, in the sum of fifteen hundred dollars, payable to the State of North Carolina, and conditioned for the proper performance of his duties as required by law. Each inspector shall receive for his compensation one-fourth of one cent for each tub of oysters measured under his inspection, and also five per cent. of all moneys collected by him as a purchase tax on all oysters purchased in the market in which he is inspector: *Provided*, he shall not receive more than three dollars per day for every day he is actually employed, and if his compensation under this provision should amount to less than one dollar and fifty cents per day, for the time he is actually employed, the same shall be paid by the Treasurer of the State out of the oyster fund. The inspector shall not retain any part of the moneys collected by him, but shall remit the whole thereof weekly, together with his report as herein provided, to the Treasurer of the State. The Treasurer of the State shall ascertain the amount of his salary under the provisions of this section, and shall issue a proper warrant at the end of each month to each of the inspectors. Any inspector who shall fail to make his reports as required, or who shall in other respects fail to perform the duties of his office, shall, upon complaint made to the Chairman of the Board of County Commissioners, be investigated by such Board, and removed forthwith if in the opinion of the said Board the said inspector has not performed his duty. And in addition thereto his bond shall

be liable for all damages for breech thereof, and the said inspector shall further be guilty of a misdemeanor, and upon conviction shall be punished in the discretion of the Court, and if any inspector shall embezzle or fraudulently convert to his own use or otherwise any property or public moneys, he shall be punished as provided in section 1014 of *The Code*.

Sec. 5. The provisions of this Article as to the inspection of oysters shall not apply to purchasers of oysters by retail in the local markets for private consumption, or to oysters taken for planting purposes on grounds held under the laws of the State.

Sec 6. Nothing in this law shall be construed to prevent citizens of the State from catching oysters for their own consumption or immediate family use.

Article IV.

Section 1. All oysters measured in this State shall be measured in circular tubs with straight sides and with straight bottoms with holes one-half an inch in bottom, if desired for the draining of said measures, and shall have the following dimensions, namely: Across the bottom from inside to inside, sixteen and one-half inches; beginning from the inside chimb to top diagonal, twenty-one inches; across the top from inside to inside, eighteen inches; or, across the bottom from inside to inside, twenty-two inches; across the top, twenty-four inches from inside to inside, and twenty-nine and one-fourth inches diagonal from inside chimb to top: *Provided*, this section shall not prohibit retail dealers from using North Carolina one-half bushel and peck measures. All oysters measured in the standard measure in the shell shall be even measure.

Sec. 2. Any person engaged in buying or selling oysters in this State, not including the person buying the same for family use, who shall have in his possession any instrument for the measurement of oysters in the shell which differs in size or description from the measure mentioned in section 1

of this Article, for the purpose of using the same to measure oysters, shall be guilty of a misdemeanor, and be fined not less than ten nor more than fifty dollars, or imprisoned not less than five nor more than thirty days.

Sec. 3. It shall be the duty of the Standard-keeper of each county to stamp the measure used in measuring oysters in the county in which he is Standard-keeper, as is provided for the stamping of other measures under section 3841 of *The Code* of North Carolina.

Article V.

Section 1. The Treasurer of the State shall furnish to the Clerks of the Superior Courts, and the inspectors, and the patrolmen, and the patrol boat, and other officers appointed under this law, all proper blanks to be used by said officers in the discharge of their duties. The Treasurer of the State shall also act as Treasurer of what shall be known as the "oyster fund." This fund shall be derived from the collection of fines and penalties for violations of the law; second, from the fees for licenses issued for dredging and tonging of oysters; third, taxes upon oysters purchased by persons who can them or buy them for market or shipment; fourth, the proceeds of all sales of grounds for the purpose of growing and cultivating oysters and taxes laid on said grounds. The Treasurer of the State shall submit quarterly statements as to the condition of the "oyster fund" to the Governor of the State, or oftener if so required. All moneys paid as compensation to the inspectors, patrolmen or for the expenses of the police patrol boat shall be paid by the Treasurer of the State.

Sec. 2. The Justice of the Peace by whom any fines are imposed shall forward the same, with transcript from his judgment docket of the judgment rendered, to the Clerk of the Superior Court of the county in which he is a Justice of the Peace, and the said Clerk shall receive the said fines and penalties, together with all the fines and penalties collected

in the Superior Court, and shall credit such amounts to the oyster fund, and on the first day of each month he shall remit in any manner directed by the Treasurer of the State to the State Treasury all such fines and penalties, together with all fines collected by him, and for license to dredgers and tongers for the preceding month, together with a full, accurate and concise statement of the source from which said money so transmitted was collected, and the said Clerks of the Court in such counties shall be liable as on their official bond for the performance of the duties hereby imposed. The blanks necessary for the clerks of said courts shall be furnished by the Treasurer of the State.

SEC. 3. There shall be collected from each person in the State who buys oysters for the purpose of canning, or for the purpose of selling in the open market, or shipping the same, a privilege tax upon the business so carried on of one and one-fourth (1¼) cents per bushel for all oysters so purchased by them, which tax shall be collected by such inspector or inspectors as hereinbefore provided, and designated by the Board of Commissioners. The said inspector shall forward the same direct to the Treasury of the State at the end of each week, in any manner to be designated by the State Treasurer, together with a sworn and accurate statement of the amount of oysters so purchased in the said market under the jurisdiction of said inspector, with the names of the sellers and purchasers of the same. Each purchaser of shell fish in the markets of this State who shall be liable for this tax, shall at the end of each week prepare a statement of all the oysters purchased by him during the current week, with the name of each person from whom purchased and the quantity purchased, which shall be sworn to before some person competent to administer oaths, which statement shall be exhibited to the inspector, and shall be transmitted to the Treasurer of the State: *Provided*, the provisions of this section shall not apply to oysters taken for the purpose of

planting on grounds entered or held under the laws of the State.

SEC. 4. The fees prescribed upon the issuing of license of dredgers and tongers, hereinbefore provided, shall be forwarded by the said Clerk to the Treasurer of the State on the first day of each month for the preceding month.

ARTICLE VI.

SECTION 1. The Governor may charter from time to time a suitable vessel to be used as a patrol boat for the enforcement of the oyster law; or he may appoint a commission consisting of one or more capable citizens to purchase or charter a suitable sloop or schooner, which vessel, under the direction of the Governor, shall be fitted out with the proper furniture, arms, ammunition, etc., as may be necessary to render the same effective, and the officers of said boat, hereinafter provided, shall have all the powers of Sheriffs in enforcing the laws of the State concerning oysters, and they are further authorized to use said arms for its enforcement when necessary, and each of the said officers shall have full authority to make arrests without warrant when they are of the opinion that the offender against the oyster laws is about to escape from them or flee from the State.

SEC. 2. The force upon said police patrol boat shall be such as may, in the discretion of the Governor, be necessary to enforce the laws. They shall be paid for their services at the following rates: The captain, $75; mate, $40; the seamen $25, and the steward $25 per month. It shall be the duty of said captain, officers and seamen to diligently watch and guard against any violation of the provisions of the law. A patrol boat may be kept constantly on duty and in readiness to move to any point necessary at any moment. At no time shall the captain and the mate both be absent from the patrol boat. The mate and other men on board shall not leave the boat at any time except by permission of the captain; and the mate, seamen or steward absenting themselves

from the boat without permission of the captain, or refusal to make any arrests, or inspection of license of persons or boats when so ordered by the captain, the refusal or neglect to obey the superior officer shall at once be reported to the Governor upon oath, and, upon satisfactory proof, the Governor may discharge such officer or men and appoint others to fill their places; and, in case of emergency, the captain of the boat may discharge any of the crew of said boat, subject to the approval of the Governor. The crew of said boat shall be selected by the captain by and with the consent of the Governor. Any additional force employed besides the regular crew shall receive for their services one dollar per day each, and share proportionately with the crew in the proceeds of any seizure made during their employment.

SEC. 3. The persons arrested shall be taken at once before a Justice of the Peace of the county in which the arrest is made, or in any county most convenient and acceptable, and tried at once, if practicable. In all trials for violation of the provisions of this law, the burden should be upon the defendant to produce his license, and if it shall be proven that the party charged has violated the law the burden shall be upon him to show any facts in excuse or mitigation of the offence.

SEC. 4. It shall be the duty of the commander of the patrol boat to keep a log of all the movements of the boat, all services rendered, and arrests made. The log shall give the names of any who shall be absent, and the cause of absence and the time lost by such person. The first day of each month the captain shall make a concise statement of his operations during the preceding month, and forward the same under oath to the Governor. Any violation of duty, or any unbecoming conduct by the captain, or, in his absence, by the mate, shall be cause for removal by the Governor. The captain may (unless the Governor should direct otherwise) furnish the boat with necessary provisions, and shall render a statement of the cost of such to the Gov-

ernor, who shall provide for the payment of the same, and upon his warrant the Treasurer is ordered to pay the same out of the oyster fund: *Provided*, the expenses for provisions for said boat shall not exceed sixty-five dollars. The captain can be authorized to purchase all the necessary ropes, rigging, canvass, etc., required from time to time, or have such work done to her hull or sails as may be necessary to keep the patrol vessel in good repair. Upon the receipt of such proper vouchers as may be prescribed by the Treasurer, sworn to by the persons to whom such bills may become due, and approved by the captain, he shall pay the same out of the oyster fund.

SEC. 6. The Governor may, in his discretion, if the circumstances require it, namely, for the complaints of the violations of the law or against the officers of the patrol boat or the patrolmen or any other officers entrusted with the enforcement of the law, appoint a discreet person to make an investigation under his directions and report the same to the Governor. The Commissioner so appointed shall continue temporarily at the pleasure of the Governor. There shall be appointed certain patrolmen at the points herein named to be appointed by the Board of Commissioners of the counties in which said points are located, namely: There shall be three patrolmen located at South Mills, Camden County, on Dismal Swamp Canal; three patrolmen at Coinjock, on Albemarle and Chesapeake Canal, in Currituck County; and there shall be six patrolmen appointed each at Oregon Inlet, and Hatteras Inlet, and Ocracoke Inlet. These patrolmen shall reside as near the several points as possible, and shall be discreet and law-abiding citizens. The names of these patrolmen shall be certified to the Governor by the Chairmen of the Boards of Commissioners of the several counties. The patrolmen are hereby authorized and empowered to make arrests for the violation of the oyster law as fully as Sheriffs would be authorized so to do. They may arrest without a warrant if the party charged with violating the

law is about to escape or flee from the State. They shall receive for their compensation five times the fees now allowed Sheriffs under the law. And also one-half of any penalties and proceeds of the sale of any seizure collected for the violation of the law in all cases apprehended by them.

SEC. 7. Each person who may be licensed to catch oysters under the provisions of this law is hereby authorized and empowered and constituted a special police officer of the State for the purpose of enforcing the observance of the laws of the State concerning shell fish, and they may lawfully execute any process directed to any one or more of them for the arrest of offenders charged with violation of the law, and in all cases in which they shall give information as to the committing of the offence they shall receive one-fourth of the penalties collected in addition to their fees. For the enforcement of the provisions of this law, the Governor is hereby authorized to draw on the Treasurer to an amount sufficient thereon out of the fifteen thousand dollars heretofore appropriated by the act ratified on the 21st day of January, 1891. The amount shall be replaced by the payment of any funds that may be in the hands of the Treasurer from the oyster fund after the beginning of the oyster season: *Provided*, nothing in this act shall apply to Onslow County.

SEC. 9. All laws and parts of laws inconsistent with the provisions of this act are hereby repealed.

SEC. 10. This act shall be in force from and after its ratification.

Mr. Aycock demanded the previous question. The call was sustained and the substitute was lost, ayes 10, noes 28, as follows:

Those voting in the affirmative were:

Messrs. Avery, Bellamy, Gilman, Greene of Harnett, King, Mitchell, Morgan, Stanford, Walser and Wilcox — 10.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Aycock, Bell, Bellamy, Bishop, Butler, Chesson, Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, Lucas, McLarty, Paine, Parker, Rose, Russell, Shankle, Skinner, Turner, Twitty and Williams — 28.

The question recurred upon the passage of the bill on its second reading.

The bill passed its second and third readings and was ordered enrolled.

Mr. Lucas moved to reconsider the vote by which the bill passed its third reading, and further moved to lay that motion on the table.

The latter motion prevailed.

On motion of Mr. Aycock, S. B. 933, bill to grant certain powers and privileges to the Wilmington and Weldon Railroad Company, and for a qualified surrender of its exemption from taxation, was made a special order for this evening at 9 o'clock.

By unanimous consent, Mr. Bellamy introduced S. B. 1144, bill to protect owners of live stock from loss by railroad companies until said railroad companies enclose their roads by lawful fences.

Placed on the Calendar.

On motion of Mr. Butler, S. B. 522, bill to allow the free passage of fish in the Yadkin river and its tributaries, was taken from the table and placed on the Calendar.

On his further motion the bill was put on its passage and was referred to the Committee on the Judiciary.

On motion of Mr. Ardrey, H. B. 93, S. B. 588, bill to authorize the sale of lands in certain cases where contingent interests are given and the persons to take are not *in esse*, was taken from the table and put upon the Calendar.

By unanimous consent, Mr. Bellamy submitted the following reports for the Committee on Corporations:

S. B. 41, bill to amend the Constitution of North Carolina, without prejudice;

S. B. 1066, bill to incorporate the Electro Typograph Company, recommending it do pass;

S. B. 1015, bill to amend the charter of the town of Tarboro, recommending it do pass;

H. B. 950, S. B. 1124, bill to amend the charter of the town of Southport, recommending it do pass.

Mr. Lucas moved to reconsider the vote by which S B. 969, bill to regulate the reporting of the opinions of the Supreme Court, failed to pass its second reading.

The motion did not prevail.

On motion of Mr. Avery, H. B. 99, S. B. 767, bill to amend section 2589 of *The Code* so as to increase the public school fund to fourteen cents on property and forty-two cents on polls, was made a special order for to-morrow morning at 10:30 o'clock.

On motion of Mr. Walser, the Senate took a recess until this evening at 8 o'clock.

Evening Session.

The Senate met at 8 o'clock, pursuant to recess, Lieutenant Governor Holt presiding.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 1130, bill to incorporate the Northampton and Hertford Railroad Company, on its second reading.

The amendments submitted by the Committee on Corporations were adopted, and the bill passed its second reading, ayes 31, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bishop, Bowers, Butler, Courts, Davis of Franklin,

Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, Paine, Reid, Russell, Skinner, Sprinkle, Stanford, Turner, Twitty, Walser, White and Wilcox — 31.

S. B. 842, bill to confirm and amend the incorporation and organization of the Panacea Springs and Hotel Company, on its third reading.

The bill passed its third reading, ayes 30, noes --, as follows, and was ordered engrossed and sent to the House of Representatives for concurrence:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Avery, Aycock, Bowers, Butler, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Paine, Reid, Russell, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White and Wilcox — 30.

S. B. 953, bill to prohibit the obstruction of the Yadkin River and its tributaries in Wilkes County, passed its third reading and was ordered engrossed and sent to the House of Representatives for concurrence.

S. B. 522, bill to allow the free passage of fish in the Yadkin River and its tributaries, on its second reading:

The amendment proposed by the Committee on Propositions and Grievances was adopted.

The bill passed its second and third readings and was ordered engrossed and sent to the House of Representatives for concurrence.

S. B. 965, bill for the relief of Lewis J. Davis, of Ashe County, passed its second and third readings and was ordered engrossed and sent to the House of Representatives for concurrence.

H. B. 947, S. B. 1029, bill to define the words "swamp lands" as the same are employed in the statutes of this State in respect to the entry and grant of lands and the lands appropriated and belonging to the State Board of

Education, passed its second and third readings and was ordered to be enrolled for ratification.

By unanimous consent,

Mr. Bellamy, for the Committee on Corporations, reported:

H. B. 917, S. B. 1104, bill to incorporate the Consolidated Carolinian Mining Company, recommending it do pass, with an amendment;

H. B. 788, S. B. 1057, bill to incorporate Mocksville Academy, was, on motion of Mr. Hobson, taken from the Committee on Education and placed on the Calendar.

H B. 917, S. B. 1104, bill to incorporate the Consolidated Carolinian Mining Company, on its second reading.

The amendments submitted by the Committee on Corporations were adopted, and the bill passed its second and third readings and was ordered sent to the House of Representatives for concurrence, without engrossment.

On motion of Mr. Greene of Harnett, H. B. 1182, S. B. 1037, bill to incorporate the Cape Fear and Northern Railway Company, is taken from the Committee on Internal Improvements and placed on the Calendar.

S. B. 611, bill for the relief of Alexander County, passed its third reading, ayes 22, noes 17, as follows, and was ordered to be sent to the House of Representatives for concurrence without engrossment:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Avery, Bell, Bishop, Chesson, Davis of Haywood, Durham, Galloway, Gilman, Grigsby, Hobson, King, Lucas, McLarty, Morgan, Paine, Parker, Reid, Rose, Sprinkle, Turner, White and Williams — 24.

Those voting in the negative were:

Messrs. Allen of Bladen, Alston, Atwater, Aycock, Bellamy, Bowers, Bull, Courts, Culbreth, Freeman, Greene of Wake, McLean, Mitchell, Russell, Stanford, Walser and Wilcox—17.

On motion of Mr. Bishop, S. B. 538, bill to provide for a Public Printer, was made a special order for to-morrow, Tuesday, at 11 o'clock A. M.

S. B. 543, bill to enable the Wilmington Light Infantry to issue bonds to build an armory, passed its second and third readings, and was ordered to be sent to the House of Representatives for concurrence, without engrossment.

S. B. 933, bill to grant certain powers and privileges to the Wilmington and Weldon Railroad Company for a qualified surrender of its exemption from taxation, on its second reading.

Mr. Aycock moved to suspend the rules and permit each Senator who desires to address the Senate to occupy thirty minutes.

The motion prevailed.

Mr. Bishop moved to reconsider the vote by which the rule as to debate was suspended.

Motion was lost.

Mr. Butler, demanded the ayes and noes.

The call was sustained and the bill failed to pass its second reading, ayes 15, noes 28, as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Avery, Aycock, Chesson, Galloway, Gilman, Grigsby, Hobson, Lucas, Reid, Rose, Stanford, Turner, Twitty and Walser — 15.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Atwater, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Harnett, Greene of Wake, McLean, Mitchell, Morgan, Paine, Parker, Russell, Skinner, Speight, Wilcox and Williams — 28.

On motion of Mr. Culbreth, the Senate adjourned to meet to-morrow morning at 10 o'clock.

FORTY-EIGHTH DAY.

SENATE CHAMBER, March 3, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

Prayer by Rev. Mr. Perry, of the House of Representatives.

The Journal of yesterday was approved.

PETITION.

The following petition was presented, read, and disposed of as follows:

By Mr. Turner, petition from A. J. Gaither and others of Iredell County, relative to the public printing. Referred to the Committee on Printing.

REPORTS FROM STANDING COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Aycock, H. B. 719, S. B. 893, bill to provide for the free passage of fish in the Catawba river, recommending it do pass with amendments

From the Committee on Judiciary:

By Mr. Parker, S. B. 1013, bill to amend section 2015 and 2019 of *The Code* so as to provide compensation for supervisors of public roads, recommending it do not pass;

S. B. 1075, bill to amend sections 2056 and 2057 of *The Code*, recommending it do pass.

By Mr. Gilman, H. B. 697, S. B. 1128, bill to amend chapter 16 of *The Code*, recommending it do not pass;

H. B. 995, S. B. 1127, bill to amend sections two and four of chapter 475, Laws of 1887, recommending it do pass;

S. B. 1018, bill to amend chapter 16 of *The Code*, entitled corporations, recommending it do pass.

By Mr. Turner, H. B. 944, S. B. 1102, bill to repeal the charter of the town of Osgood, Chatham County, recommending it do pass.

By Mr. Aycock, S. B. 1012, bill to amend section 3751 of *The Code* so as to regulate and define the fees of Registers of Deeds in certain cases, recommending it do pass;

H. B. 967, S. B. 1114, bill to amend chapter 398, Laws of 1889, recommending it do pass;

H. B. 802, S. B. 1126, bill to amend section 3723 of *The Code*, recommending it do pass;

H. B. 851, S. B. 1113, bill to amend section 1169 of *The Code*, recommending it do not pass.

By Mr. Paine, H. B. 956, S. B. 1109, bill to appoint E. S. Simmons a Justice of the Peace, recommending it do pass;

S. B. 1019, bill to amend chapter 374 of the Laws of 1889 prohibiting trusts in North Carolina, recommending it do pass;

H. B. 441, S. B. 1117, bill to amend section 1840 of *The Code* in relation to husband's interest in his wife's estate, recommending it do not pass.

By Mr. Lucas, H. B. 26, S. B. 1118, bill to amend section 1279 of *The Code* in relation to drainage of lowlands, recommending it do pass;

H. B. 1051, S. B. 1092, bill to repeal the charter of Garner Station, Wake County, recommending it do not pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Grigsby, S. B. 515, bill to maintain a department of agriculture, recommending it do not pass, but recommending a substitute.

By Mr. Williams, H. B. 960, S. B. 1039, bill to amend chapter 70, section 12, Laws of 1883, relating to fences, recommending it do pass;

H. B. 853, S. B. 1043, bill declaring the Virginia line a lawful fence, recommending it do pass;

H. B. 963, S. B. 1156, bill to protect sheep in certain counties, recommending it do pass.

From the Committee on Corporations:

By Mr. Bellamy, H. B. 1116, S. B. 1161, bill to incorporate the Southern Manufacturing Company, recommending it do pass;

H. B. 996, S. B. 1034, bill to incorporate the Asheville Ice and Coal Company, recommending it do pass;

H. B. 801, S. B. 1062, bill to incorporate the Asheville, Weaverville and Dummy Railroad Company, recommending it do pass;

H. B. 964, S. B. 1044, bill to incorporate the town of Shawneehaw, Watauga County, recommending it do pass;

S. B. 1025, bill to incorporate the town of Essex, Halifax County, recommending it do pass.

By Mr. Courts, H. B. 1023, S. B. 1120, bill to incorporate the Keystone Mining and Manufacturing Company of Raker City, recommending it do pass;

H. B. 883, S. B. 1110, bill to incorporate the Commercial Club, recommending it do pass.

By Mr. Wilcox, H. B. 922, S. B. 1095, bill to amend the charter of the town of Randleman, recommending it do pass.

H. B. 948, S. B. 1099, bill to amend the charter of the Fayetteville and Albemarle Railroad Company, recommending it do pass;

H. B. 890, S. B. 1103, bill to amend the charter of Beaver Hill Cemetery, recommending it do pass.

By Mr. Bellamy, S. B. 1140, bill to incorporate the Farmers Railroad Company, recommending it do pass.

By Mr. Bowers, from the Committee on Internal Improvements, H. B. 897, S. B. 1052, bill to incorporate the Hendersonville and Brevard Railroad, Telegraph and Telephone Company, recommending it do pass with amendments.

From the Committee on Finance:

By Mr. McLarty, H. B. 639, S. B. 970, bill to empower the Commissioners of Carteret County to levy a special tax, recommending it do pass.

By Mr. Greene of Harnett, H. B. 896, S. B. 1119, bill for the relief of W. C. Boren, recommending it do pass;

S. H. 1084, bill for the benefit of the Chief Clerk of the State Auditor recommending it do pass.

By Mr. Morgan, H. B. 774, S. B. 1123, bill in relation to the public schools of Asheville, recommending it do pass.

By Mr. McLean, H. B. 1108, S. B. 1094, bill to authorize the Commissioners of Nash County to levy a special tax in the stock-law territory, without prejudice;

S. B. 1017, bill to levy a special tax for Greene County, recommending it do pass.

By Mr. Bull, S. B. 766, bill to provide for the collection, arrangement and display of the products of the State of North Carolina at the World's Columbian Exposition in 1893, and to make an appropriation therefor, without prejudice;

H. B. 825, S. B. 1101, bill concerning tax upon corporations, recommending it do pass.

By Mr. Greene of Wake, from the Committee on Penal Institutions, S. B. 1085, bill to authorize the payment of certain claims against the Penitentiary, recommending it do pass, with amendments.

By Mr. Greene of Harnett, from the Committee on Military Affairs, S. B. 1070, bill to exempt from road duty members of certain military companies, recommending it do pass.

From the Committee on Education:

By Mr. Ardrey, H. B. 843, S. B. 1111, bill to incorporate Shiloh Institute, recommending it do pass.

H. B. 549, S. B. 1032, bill for the benefit of Public School District No. 26 (white), in Martin County, recommending it do pass;

H. B. 899, S. B. 1107, bill to amend chapter 198, Private Laws of 1889, to change the name of Mud Creek Schoolhouse, recommending it do pass.

By Mr. Galloway, S. B. 1071, bill to incorporate the Tarboro School Board, recommending it do pass;

H. B. 413, S. B. 948, bill to allow the Treasurer of Randolph County to pay a school claim, recommending it do pass;

H. B. 941, S. B. 1100, bill to incorporate Garysburg High School Academy, recommending it do pass.

By Mr. Lucas, for the Committee on Fish and Fisheries, S. B. 1021, bill to incorporate the Far Creek Oyster Company, recommending it do pass, with an amendment.

From the Committee on Education:

By Mr. Ardrey, H. B. 1107, S. B. 1163, bill authorizing the Commissioners of Tyrrell County to pay over to the Treasurer of Hyde County certain public school money, recommending it do pass;

H. B. 1227, S. B. 1159, bill to charter Fair View Male and Female College at Trap Hill, N. C., recommending it do pass.

Mr. Grigsby, for the Committee on Enrolled bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 716, H. B. 1283, an act to incorporate the Falls Manufacturing Company;

H. B. 1177, S. B. 1093, an act to abolish the second week of the April and November Terms of the Superior Court of Bertie County;

S. B. 517, H. B. 1148, an act to authorize the Commissioners of Franklin County to levy a special tax;

S. B. 520, H. B. 1095, an act to amend the charter of the town of Sparta in Edgecombe County;

H. B. 495, S. B. 847, an act to charter the Hamburgh Normal High School, Jackson County;

H. B. 1077, S. B. 752, an act to regulate the Superior Courts of Moore County;

S. B. 345, H. B. 1250, an act in relation to Hertford County;

S. B. 786, H. B. 1216, an act to amend chapter 178 of the Laws of 1887, relating to dentistry;

H. R. 988, S. R. 1106, a resolution to pay expenses of committee visiting convicts on Roanoke farms;

H. R. 581, S. R. 820, a resolution of instruction to the State Printer and Binder.

H. R. 1188, S. R. 993, a resolution providing for an adjournment *sine die* on Monday, March 9th.

H. B. 363, S. B. 416, an act to incorporate Phœnix Hook and Ladder Company, No. 1, of Washington, N. C.:

S. B. 625, H. B. 1192, an act to amend chapter 149, section 5 of the Laws of 1885;

S. B. 574, H. B. 1074, an act to incorporate the Statesville Development Company;

H. B. 701, S. B. 698, an act to amend chapter 76, Private Laws of 1883, entitled an act to incorporate the town of Stanton, Beaufort County;

H. B. 777, S. B. 996, an act to incorporate the New York and Wilmington Land, Improvement and Banking Company;

H. B. 917, S. B. 1104, an act to incorporate the Consolidated Carolinian Mining Company;

H. B. 880, S. B. 1061, an act to incorporate the Montford Park Fair Association;

H. B. 103, S. B. 446, an act to prohibit the sale of spirituous liquors in the town of Burgaw;

S. B. 792, H. B. 1184, an act to amend chapter 501 of the Laws of 1889, relating to working the roads in Guilford County;

H. B. 619, S. B. 676, an act for the benefit of Madison, town and township, Rockingham County, N. C.;

S. B. 399, H. B. 1096, an act to incorporate the Brunswick, Western and Southern Railroad Company;

H. B. 715, S. B. 907, an act to amend the charter of the town of Gold Hill, Rowan County;

H. B. 1165, S. B. 1036, an act to prevent the killing of unmarked stock running in the range;

S. B. 526, H. B. 1098, an act to amend chapter 16, section 677 of *The Code;*

S. B. 514, H. B. 1144, an act to authorize and empower the Commissioners of the town of Monroe, N. C., to levy an additional tax and for other purposes;

S. B. 562, H. B. 1155, an act to incorporate Lodge No. 139 of the Benevolent and Protective Order of Elks;

S. B. 552, H B. 1213, an act to amend chapter 144, Laws of 1883;

S. B. 125, H. B 1071, an act to incorporate the Greensboro Street Railway Company;

S. B. 402, H. B. 1094, an act to extend for a period of thirty years an act incorporating the Baltimore and North Carolina Copper and Gold Mining Company;

S. B. 519, H. B. 1099, an act to amend chapter 201 of the Laws of 1885;

S. B. 426, H. B. 926, an act to amend chapter 484 of the Public Laws of 1889;

S. B. 884, H. B. 1289, an act to incorporate the town of North Durham in Durham County;

S. B. 555, H. B. 887, an act for the purpose of encouraging, exemplifying, promoting and advancing the culture, growth and marketing of fruits and vegetables in North Carolina;

S. B. 551, H. B. 1222, an act to incorporate the Building and Loan Company of Greensboro;

S. B. 401, H. B. 858, an act to provide for the payment of the indebtedness of Beaufort County;

S. B. 355, H. B. 759, an act to amend chapter 366, Laws of 1885;

H. B. 383, S. B. 1096, an act to establish a normal school for the colored race in the town of Elizabeth City in the county of Pasquotank;

S. B. 1005, H. B. 1319, an act to enable the Penitentiary to continue its operations;

H. B. 1163, S. B. 1035, an act to authorize and direct the County Commissioners of Haywood County to reimburse certain townships for school funds;

H. B. 881, S. B. 1033, an act to incorporate the West Asheville and Sulphur Springs Railway Company;

H. B. 949, S. B. 1000, an act to regulate the collection of taxes in the counties of Wayne and Mecklenburg;

H. B. 573, S. B. 773, an act to incorporate the Scotland Neck Bank;

H. B. 654, S. B. 856, an act to enable the Commissioners of Cleveland County to build a jail and for other purposes;

S. B. 405, H. B. 706, an act to drain Lyon Swamp in Pender County;

S. B. 425, H. B. 1072, an act to incorporate the West Tarboro Land and Improvement Company;

S. B. 824, H. B. 939, an act to authorize the Commissioners of Cherokee County to issue bonds;

S. B. 429, H. B. 934, an act to prevent the obstruction of passage of fish in Little river;

H. B. 332, S. B. 937, an act to incorporate the Eastern Carolina Piscatorial Association;

S. B. 885, H. B. 1193, an act regulating the sale of spirits, wines and cider in the county of Greene;

S. B. 467, H. B. 1201, an act to prohibit the manufacture and sale of spirituous and malt liquors within two miles of the centre of the town of Apex, Wake County;

H. B 867, S. B. 915, an act to incorporate the town of Candor;

H. B. 39, S. B. 512, an act to prohibit the sale of cigarettes to minors;

H. B. 1190, S. B. 476, an act to regulate fishing in Great Swamp and Nahunta Swamp in Wayne County;

S. B. 872, H. B. 1219, an act to incorporate Parrish Warehouse Bank;

S. B. 553, H. B. 1215, an act to amend chapter 220 of Laws of 1889;

H. B. 551, S. B. 949, an act to incorporate the Norfolk, Wilmington and Charleston Railroad Company;

S. B. 546, H. B. 1150, an act to incorporate the town of Autryville in Sampson County.

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of the Secretary of State:

H. B. 691, S. B. 814, an act to authorize Treasurer of Surry County to pay a school claim;

H. B. 605, S B. 592, an act to amend chapter 216 Private Laws of 1889;

H. B. 353, S. B. 635, an act to authorize the Commissioners of Pamlico County to levy a special tax;

H. B. 863, S. B. 393, an act to incorporate the Commercial Security Company;

H. B. 447, S. B. 496, an act to define the authority of the official acts of notaries public in North Carolina;

S. B. 753, H. B. 1097, an act to amend an act entitled an act to declare the Carolina Construction Company a duly incorporated company, and to amend and enlarge its charter;

H. B. 728, S. B. 908, an act to incorporate the Danville and East Tennessee Railroad Company;

H. B. 578, S. B. 825, an act to incorporate the Cullowhee High School, Jackson County;

H. B. 365, S. B. 434, an act to appoint H. Cabaniss a Justice of the Peace;

H. B. 428, S. B. 727, an act to authorize the Commissioners of Pitt County to sell the present poor-house property in said county and purchase other lands and build a poor-house;

H. B. 356, S. B. 733, an act to incorporate the town of Jonesville, county of Yadkin;

H. B. 553, S. B. 702, an act to authorize the Board of County Commissioners to issue license to maimed Confederate soldiers to peddle goods, wares or merchandise;

H. B. 386, S. B. 681, an act to authorize the Board of Commissioners of Yadkin County to sell certain lands belonging to said county and purchase lands for said county and for other purposes;

H. B. 732, S. B. 598, an act to incorporate the Bank of North Wilkesboro;

H. B. 529, S. B. 683, an act to amend the charter of Scotia Seminary in Cabarrus County and the amendatory law thereto, the same being chapter 98, Laws of 1885;

H. B. 372, S. B. 726, an act to amend section 1267 of *The Code*, in regard to deeds, how made when Sheriff who sells dies, etc.;

H. B. 1198, S. B. 626, an act to ratify and amend the charter of the Greensboro Water Company;

H. B. 429, S. B. 808, an act to amend section 1016 of *The Code*, in relation to embezzlement;

H. B 419, S. B. 731, an act in regard to the registration of conditional sales;

H. B. 740, S. B. 827, an act to incorporate the Seven Springs Mineral Water and Improvement Company;

H. B. 626, S. B. 721, an act to authorize the Commissioners of Duplin County to levy a special tax;

S. B. 471, H. B. 928, an act to incorporate the Murphy Improvement Company;

S. B. 475, H. B. 1209, an act to incorporate Natala Lodge, No. 312, of Freemasons;

H. B. 736, S. B. 862, an act to authorize the Commissioners of Graham County to purchase the field-notes of J. W. C. Piercy, deceased, for the benefit of Graham County;

H. B. 491, S. B. 809, an act to provide for the payment of interest on the bonds of Hotel Township in Surry County;

H. B. 633, S. B. 728, an act to incorporate the town of Mountain Island in Gaston County;

S. B. 662, H. B. 1075, an act to incorporate the Raleigh Cotton Shipping and Warehouse Company;

H. B. 1076, S. B. 743, an act to amend chapter 256 of the Laws of 1889, in relation to the dividing line between Alleghany and Ashe counties;

S. B. 346, H. B. 758, an act to authorize the Board of Commissioners of Stanly County to issue bonds to build a courthouse;

H. B. 305, S. B. 679, an act to protect deer in the county of Wayne;

H. B. 496, S. B. 811, an act to incorporate the town of Hobgood in the county of Halifax;

H. B. 704, S. B. 815, an act to amend section 2799 of *The Code*, in relation to lawful fences;

H. B. 617, S. B. 595, an act to amend section 2834 of *The Code;*

H. B. 716, S. B. 865, an act to repeal section 3, chapter 204, Laws of 1879;

H. B. 723, S. B. 909, an act to amend chapter 209, Private Laws of 1889, incorporating the town of Lucama in Wilson County, N. C.;

H. B. 807, S. B. 999, an act to provide for the support of the North Carolina Institution for the deaf, dumb and the blind;

H. B. 96, S. B. 594, an act to amend section 647 of *The Code*, in relation to the registration of constables' bonds;

H. B. 537, S. B. 530, an act declaring the county of Rowan under the stock law;

H. B. 550, S. B. 905, an act to incorporate the town of Jamesville in Martin County;

H. B. 548, S. B. 851, an act to amend chapter 239, Laws of 1887;

H. B. 724, S. B. 894, an act to amend the charter of the town of Black Creek in Wilson County;

H. B. 729, S. B. 860, an act to amend section 1760 of *The Code*, in relation to notice to terminate a tenant;

H. B. 606, S. B. 833, an act to amend the charter of the Cabarrus and Stanly Railroad Company;

H. B. 494, S. B. 846, an act to authorize the Commissioners of Brunswick County to levy a special tax;

S. B. 144, H. B. 1005, an act incorporating the New River Oyster Company;

H. B. 892, S. B. 775, an act to incorporate the Manufacturers and Merchants Fire Insurance Company;

S. B. 759, H. B. 1078, an act to incorporate Oak Ridge Institute;

S. B. 330, H. B. 599, an act to incorporate the Asheville Trust Company;

H. B. 824, S. B. 911, an act to authorize the Commissioners of Wake County to issue bonds, pay and fund its present bonded indebtedness at a lower rate of interest, and for other purposes;

H. B. 649, S. B. 831, an act to prevent the sale of spirituous liquors in Gaston County;

S. B. 556, H. B. 1195, an act to amend chapter 412, Laws of 1887;

H. B. 362, S. B. 682, an act to amend the charter of the town of Hot Springs;

H. B. 373, S. B. 724, an act in relation to obstructions in or on public roads, streets, lanes, alleys and squares;

H. B. 355, S. B. 732, an act to amend chapter 361 of the Laws of 1889;

H. B. 809, S. B. 900, an act to incorporate the town of Lumber Bridge;

S. B. 422, H. B. 886, an act to authorize the Commissioners of Columbus County to compromise and settle with the sureties of Kenneth Haynes, late Sheriff of said county;

H. B. 302, S. B. 596, an act to amend chapter 363, Laws of 1889;

H. B. 448, S. B. 776, an act to repeal chapter 14 of the Private Laws of 1885;

H. B. 308, S. B. 508, an act in relation to lawful fences in Pamlico County;

H. B. 337, S. B. 686, an act to incorporate the Faison Cemetery Association;

S. B. 378, H. B. 979, an act to declare the Tyson & Jones Buggy Company a duly incorporated company and to amend and enlarge its charter;

H. B. 709, S. B. 821, an act to amend sections 2831, 2832 and 2834 of *The Code* of North Carolina, so as to exempt Montgomery County from the operations of the same;

H. B. 492, S. B. 810, an act to provide for the payment of interest on bonds of Mt. Airy Township in Surry County;

H. B. 528, S. B. 691, an act to allow the Raleigh Bank further time to organize;

H. B. 334, S. B. 685, an act to limit the time when county bonds shall be issued for railroad purposes, amending chapter 479, Laws of 1889;

S. B. 464, H. B. 981, an act to incorporate Redin Springs Church and Camp Ground in Union County;

S B. 737, H. B. 1153, an act to confirm the incorporation and organization of the Egypt Railway Company;

S. B. 466, H. B. 927, an act to enforce the better drainage of certain lands in Lincoln County, on Burton's Mill Creek;

H. B. 798, S. B. 896, an act to amend chapter 113, Private Laws of 1874–'75, incorporating the town of Albemarle;

H. B. 742, S. B. 699, an act to authorize the Board of County Commissioners of Northampton County to issue bonds to raise money to build a jail and to levy taxes to pay the same;

H. B. 942, S. B. 869, an act to reduce the official bond of Register of Deeds of Dare County;

H. B. 462, S. B. 770, an act to provide for making the public roads and highways of Anson County;

H. B. 207, S. B. 505, an act to prevent gambling at Agricultural fairs;

S. B. 483, H. B. 931, an act to incorporate the Concord Water-works Company;

H. B. 270, S. B 692, an act to prohibit the manufacture and sale of spirituous liquors within two miles of the Methodist Church in Whittier, Swain County;

H. B. 653, S. B. 697, an act to repeal chapter 54, Laws of 1885;

H. B. 80, S. B. 286, an act to repeal the Blue Ridge Railroad charter and the Rabun Gap Short Line;

H. B. 644, S. B. 774, an act to authorize the Trustees of the Goldsboro graded school to pay for their school building;

H. B. 541, S. B. 849, an act to extend the corporate limits of the town of Grifton in the county of Pitt;

H. B. 146, S. B. 646, an act to define felony and for other purposes;

H. B. 730, S. B. 637, an act to authorize the Commissioners of Alleghany County to levy a special tax;

H. B. 643, S. B. 830, an act to amend chapter 67, Laws of 1887;

H. B. 1024, S. B. 888, an act to incorporate the Marion Banking and Industrial Company of McDowell County;

H. B. 330, S. B. 500, an act to fund the debt of Onslow County and to levy a special tax to pay the same;

H. B. 700, S. B. 643, an act to amend section 3, chapter 10, Private Laws of 1876–'77;

Mr. Avery, for the Committee on Engrossed Bills, reported the following bill as correctly engrossed, and it was ordered to be sent to the House of Representatives for concurrence of that body:

Senate amendment to H. B. 40, S. B. 725, a bill to be entitled an act to protect stock in the vicinity of Greenville.

Mr. Russell, for the Committee on Engrossed Bills, reported the following bills and resolutions correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 527, a bill to be entitled an act supplemental to an act to create Salem Township in Granville County;

S. B. 558, a bill to be entitled an act to incorporate the various churches of the State not heretofore incorporated;

S. B 612, a bill to be entitled an act to authorize the Board of Councilmen of the town of Plymouth to issue bonds to build a town hall and market house and to levy a special tax;

S. B. 663, a bill to be entitled an act to appoint cotton weighers for the town of Tarboro, Edgecombe County;

S. B. 739, a bill to be entitled an act to authorize the Commissioners of Wilkes County to levy a special tax;

S. B. 750, a bill to be entitled an act to confirm and make valid patent No. 8841, issued 12th December, 1888.

S. B. 877, a bill to be entitled an act for the relief of J. B. Chesson, ex-Sheriff of Washington County;

S. B. 878, a bill to be entitled an act to permit the Commissioners of New Hanover County to exempt certain foremen of factories and machine shops from jury duty;

S. B. 921, a bill to be entitled an act to amend chapter 139, Private Laws of 1889;

S. B. 926, a bill to be entitled an act to incorporate the town of Roseboro in Sampson County;

S. B. 930, a bill to be entitled an act to amend chapter 503, Laws of 1889, relating to public roads in Northampton County;

S. B. 960, a bill to be entitled an act to provide a rate of pilotage for coaling steamers and for other purposes;

S. B. 1067, a bill to be entitled an act supplemental to an act entitled an act to prevent the sale of liquor within two miles of Ray's school-house in Madison County;

S. B. 1079, a bill to be entitled an act to amend rules of evidence;

Senate amendment to H. B. 657, S. B. 991, bill to be entitled an act to incorporate the North Carolina Electric Power Company.

Mr. Avery, for the Committee on Engrossed Bills, reported the following bill as correctly engrossed, and it was ordered

to be sent to the House of Representatives for the concurrence of that body:

S. B. 611, a bill to be entitled an act for the relief of Alexander County.

Mr. White, for the Committee on Engrossed Bills, reported the following bill as correctly engrossed, and it was ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 842, a bill to be entitled an act to confirm and amend the incorporation and organization of the Panacea Springs and Hotel Company.

REPORT OF JOINT COMMITTEE ON ELECTION OF JUSTICES OF THE PEACE.

The joint committee to whom was referred the nominations for Justices of the Peace for the several counties of the State, to fill the vacancies of such Justices of the Peace whose terms expire in August, 1891, having performed their duty, respectfully recommend that the following persons be elected by the General Assembly as Justices of the Peace to fill such vacancies as will occur in August, 1891, in the several townships in the various counties in the State.

The committee would further report that new townships have been created since the last election of Justices of the Peace in the counties, for which we make nominations.

Also, there are newly incorporated towns in several counties, for which nominations are made in this report

W. H. LUCAS, Chm'n.,
R. P. ALLEN,
L. N. DURHAM,
Senate Branch.
R. H. STANCELL, Chm'n.,
W. W. LONG,
C. B. DENNY,
W. M. TAYLOR,
R. N. HALL,
House Branch.

ALAMANCE COUNTY.

Albright's township—J. R. Stockard.
Boon Station township—S. A. Holleman, W. S. Tate.
Burlington township—W. A. Erwin.
Cobles' township—J. R. Garrett.
Faucett's township—T. U. Blanchard.
Graham township—Thomas Hurdle.
Melville township—A. L. Parker.
Newlin's township—George Stockard, James C. Moon.
Patterson township—H. M. C. Stroud, W. A. Turner.
Pleasant Grove township—Levi Whitehead.
Thompson's township—H. F. Moore.
Morton's township—W. F. Ireland, Horace C. Horton.

ALEXANDER COUNTY.

Ellendale township—John B. Echerd.
Gwaltney's township—A. A. Martin, R. P. McLean, J. Y. Williams.
Little River township—Amos Bumgarner, W. N. Barnes, Arthur L. Watts.
Miller's township—W. W. Teague.
Sharpe's township—W. R. Sloan, J. N. Sharpe, Newton C. Beckham.
Sugar Loaf township—Nathan C. Robinett, F. C. Gwaltney.
Taylorsville township—James E. Chatham, Roby Warren, John G. Harrington, James N. Smith
Wittenburg's township—G. P. Bowman, Jonas Cline.

ALLEGHANY COUNTY.

Cherry Lane township—A. M. Smith, R. H. Gentry.
Cranberry township—Terrell Caudill, Felix Absher.
Gap Civil township—George McReeves, J. C. Rouss, T. J. Carson, Jr.
Glade Creek township—Morgan Edwards, William Evans.
Piney Creek township—J. C. Fields, S. H. Halsey, W. J. Weaver.
Prather's Creek township—A. M. Long, Allen Jones, H. D. Estess.

ANSON COUNTY.

Ansonville township—James W. Henley.
Burnsville township—J. D. Hyatt.
Gulledge township—John M. Gaddy.
Lanesboro township—Isaac M. Williams.
Lilesville township—L. M. Williams.
Morven township—J. A Nivens, J. S. Jones, J. F. Ratliff, C. C. Moore.
Wadesboro township—Nelson P. Liles.
White's Store township—Z. T. Redfearn.

ASHE COUNTY.

Chestnut Hill township—John Gentry, Emory Gambill.
Grassy Creek township—E. F. Smith, John A. Pierce.
Hilton township—I. J. Baldwin.
Horse Creek township—F. S. Hampton, John Ham, G. W. Davis.
Jefferson township—W. H. Gentry.
Laurel township—Newell Stewart, James Martin, David May, R. A. Jones.
Obed's township—Mac. Absher, E. C. Sweet.
Old Fields township—John Hardin, Thomas Greer, James Bledsoe.
Peak Creek township—Wash. Woody.
Piney Creek township—
Pine Swamp township—Pressley Shepherd, John V. Hartzog.
Stagg's Creek township—J. G. Faw, A. S. Eller, J. S. Miller, Felton A. Farmer, James Sapp.
North Fork township—Calvin Maxwell, Jack Sturgill, John Wilson, Alvin Cole, J. H. Hardin.
Creston township—William A. McMillan, Alex. Oliver, Claude Foster, Joseph Maxwell.

BEAUFORT COUNTY.

Bath township—John W. Linton.
Chockowinity township—Charles C. Jones.
Long Acre township—Abner N. Cutlar.
Pantego township—P. P. Wilkerson.
Richland's township—L. R. Mayo.
Washington township—William A. Potts.

BERTIE COUNTY.

Coleraine township—John A. Rayner, C. J. Morris.
Indian Woods township—Charles W. Spruill.
Merry Hill township—E. H. Walke.
Mitchell's township—William A. Mitchell, Edward Harrell, John H. Mitchell, Sr.
Roxobel township—W. P. Harrell.
Snake Bite township—Rufus Cherry.
White's township—George W. Cobb.
Windsor township—A. W. Snell, W. D. White.
Woodville township—E. C. Pittman, J. J. Baymore.

BLADEN COUNTY.

Abbott's township—J. H. Thompson.
Bethel township—Marshall Pait.
Bladenboro township—Nathan Jones.

Brown Marsh township—J. M. Pierce.
Carver's Creek township—A. H. Perry.
Colly township—J. R. Mulford.
Cypress Creek—J. F. Parker.
Elizabethtown township—W. B. Hester.
French Creek township—Calhoun Fredere.
Hollow township—Daniel Patterson.
Lake Creek township—W. C. Johnson.
Turnbull township—M. O. Edge.
White's Creek township—Daniel J. Clark.
White Oak township—C. F. Davis.

BRUNSWICK COUNTY.

Lockwood's Folly township—Lorenzo Sellers, R. Vance Leonard.
Northwest township—J. J. Hawes, F. M. Moore.
Shallotte township—E. L. Stanley, Ben. Bennett, Samuel Bell.
Smithville township—George F. Drew, Richard Dorker, Jr., David Ward.
Town Creek township—Joseph W. Gay, Nixonton Ottoway, Sam. D. Swindell.
Waccamaw township—J. W. Grady, G. B. Ward.

BUNCOMBE COUNTY.

Asheville township—A. A. Penland.
Avery's Creek township—J. T. Carter.
Black Mountain township—J. M. McKoy.
Fairview township—S. F. Williams.
Flat Creek township—Isaac Holcombe.
French Broad township—
Ivy township—
Leicester township—
Limestone township—T. R. Rickman.
Lower Hominy township—
Reems' Creek township—J. G. Chambers.
Sandy Mush township—
Swannanoa township—
Upper Hominy township—W. H. Green.

BURKE COUNTY.

Icard township—
Linnville township—
Lovelady township—J. A. Ballinger.
Lower Creek township—Pink Corpening.
Lower Fork township—

Morganton township—J. A. Date, George L. Phifer.
Quaker Meadow township—
Silver Creek township—W. H. Pool, C. E, Tate, H. C. Fisher.
Smoky Creek townshlp—
Upper Creek township—J. A. Cox.
Upper Fork township—R. A. Denton, F. E. Cook, J. M. Carswell.

CABARRUS COUNTY.

No. 1 township—E. C. Davis.
No. 2 township—T. H. Robinson.
No. 3 township—E. G. Erwin.
No. 4 township—Rufus Cline.
No. 5 township—
No. 6 township—George E. Ritchie.
No. 7 township—A. S. Lentz.
No. 8 township—D. H. Ridenour.
No. 9 township—A. L. Barrier.
No. 10 township—J. C. McEachern.
No. 11 township—T. C. Faggart.
No. 12 township—W. A. Patterson.

CALDWELL COUNTY.

Globe township—H. N. Coffey, Silas C. Coffey, E. D. Crisp, F. P. Moore.
John's River township—J. H. Dickson.
King's Creek township—John P. Carlton, Joseph L. Beach, J. T. Parlier.
Lenoir township—E. H. Crump, Wm. C. Corpening, Sr., Nelson A. Miller.
Little River township—W. A. White, J. Wilson West.
Lovelady township—T. J. Yount, E. E. Cline, G. P. Suttlemyre.
Lower Creek township—John G. Ballew, H. H. D. Hoover.
North Catawba township—D. A. Griffin, A. G. Corpening, W. M. Smith, Julius P. Bush.
Patterson township—John R. Steele, W. J. Harrington, Richard H. Pipes.
Yadkin Valley township—John A. Wakefield, W. H. Frith.

CAMDEN COUNTY.

Court House township—T. B. Boushall, E. M. Mercer.
Shiloh township—G. C. Barco.
South Mills township—Joseph A. Spencer.

CARTERET COUNTY.

Beaufort township—L. A. Potter, C. S. Bell, J. H. Davis, D. W. Russell.
Hunting Quarter township—John O. Mason, Simon H. Styron.

Morehead township—M. F. Arendell.
Newport township—James R. Bell, D. S. Quinn.
Portsmouth township—Benjamin R. Dixon, James Mayo, John B. Roberts, Thomas S. Gaskill.
Smyrna township—Isaiah D. Smith.
Strait's township—T. M. Gillikin.
White Oak township—

CASWELL COUNTY.

Anderson's township—William L. Walker.
Dan River township—John G. Denny.
Hightower township—John A. Johnston.
Leasburg township—Robert P. Smith.
Locust Hill township—Albert R. Blackwell.
Milton township—L. H. Hunt.
Pelham township—W. N. Gatewood, James M. Hodges.
Stoney Creek township—Walter A. Maynard.
Yanceyville township—Monroe Oliver.

CATAWBA COUNTY.

Baudy township—
Caldwell's township—
Catawba township—J. H. Trollinger, M. J. Cochran.
Cline's township—T. H. Bumgarner.
Hickory township—I. W. Mouser.
Jacob's Fork township—A. C. Shuford.
Mountain Creek township—Dr. W. B. Ramsey, C. H. Lester.
Newton township—A. D. Shuford.

CHATHAM COUNTY.

Albright's township—W. F. Vestal.
Baldwin township—W. C. Mann.
Bear Creek township—J. A. Caviness.
Cape Fear township—J. E. Bryan.
Centre township—W. N. Straughan.
Gulf township—G. A. Murchison.
Hadley's township—Oliver Clark.
Hickory Mountain township—James N. Green.
New Hope township—W. F. Edwards, J. Q. Bryant.
Matthews township—W. F. Dorsett.
Oakland township—W. H. Wicker, R. P. Womble.
Williams' township—A. J. Riggsbee.

CHEROKEE COUNTY.

Beaver Dam township—
Hot House township—S. W. Lefeow.
Murphy township—
Notla township—A. H. Davidson, J. W. Blackwell.
Shoal Creek township—J. B. Suits.
Valley Town township—

CHOWAN COUNTY.

Edenton township—
Wardville township—W. C. Ward.
Middle township—
Centre Hall township—John A. Bunch.
Upper township—
Yeopim township—

CLAY COUNTY.

Brasstown township—W. F. Plott, Abel Hyatt.
Hayesville township—A. N. Leatherwood, J. A. Penland, T. C. Lovin, T. H. Hancock.
Hiawassee township—Taylor Ledford, W. T. Allison, R. E. Long.
Shooting Creek township—T. C. Kitchen.
Tusquittee township—

CLEVELAND COUNTY.

No. 1 township—J. T. Wood, S. R. Humphries.
No. 2 township—D. S. Lovelace.
No. 3 township—W. O. McEntire, J. H. Quinn.
No. 4 township—T. Patterson, Francis Patterson.
No. 5 township—T. F. Gooce, D. H. Elliotte.
No. 6 township—W. H. Hardin, W. P. Beam, R. C. Harmon, John McWebb.
No. 7 township—W. H. Martin.
No. 8 township—J. F. Eaken.
No. 9 township—Perry Wright.
No. 10 township—J. L. Falls, Jr., W. E. Ledford.
No. 11 township—J. W. Bumgardner.

COLUMBUS COUNTY.

Bogue township—Thomas Barefoot.
Bug Hill township—J. J. C. Gore.
Chadbourne township—W. E. Thigpen.
Fairbluff township—
Lee's township—J. W. Gore.

Ransom township—
Tatom's township—
Waccamaw township—Crannall Brown.
Welch's Creek township—D. M. Smith.
Western Prong township—George W. Meadows.
Whiteville township—A. J. Thompson.
Williams' township—S. F. Norris.

CRAVEN COUNTY.

No. 1 township—E. A. Askins.
No. 2 township—Alfred Gaskins.
No. 3 township—G. W. Richardson.
No. 4 township—
No. 5 township—L. W. Gilbert.
No. 6 township—James H. Hunter.
No. 7 township—John S. Fisher.
No. 8 township—Edward S. Street.
No. 9 township—L. H. French.

CUMBERLAND COUNTY.

Beaver Dam township—Morris Hall.
Black River township—Z. Taylor, Isaac W. Taylor.
Carver's Creek township—C. D. Nixon, Walter Ray.
Cedar Creek township—J. B. Downing, N. C. Thagard.
Cross Creek township—W. D. Gaster, R. W. Hardie, W. S. Cook.
Flea Hill township—J. A. McLaurin.
Gray's Creek township—J. D. Johnson, Jesse B. Carver.
Rockfish township—E. A. Poe, O. A. Robins.
Seventy-first township—J. A. McPherson, M. N. Monroe.
Little River township—Hector Smith.
Quewhiffle township—D. K. McDuffie, N. S. Blue.

CURRITUCK COUNTY.

Atlantic township—J. B. Owens.
Crawford township—Henry Westead.
Fruitville township—Elias Williams.
Moyock township—Thomas Jones.
Poplar Branch township—V. L. Pitts.

DARE COUNTY.

Croatan and Stumpy Point township—William Mame, L. D. Harper, George W. Harper.

East Lake township—Daniel Sanderlin, George W. Owens, J. E. Conrad, Thomas W. Coin.

Hatteras township—A. G. B. Salter, J. J. Barrett.

Kinnikeet and Chicamacornico township—J. B. Midgett, W. W. Midgett, Rowan Hooper.

Nag's Head township—J. B. Hancock, Spencer Davis, C. J. Dough.

DAVIDSON COUNTY.

Alleghany township—J. G. Surratt.
Abbott's Creek township—C. P. Hedgecock.
Arcadia township—J. R. Evans.
Boone township—William D. Davis.
Clemmonsville township—
Conrad Hill township—J. M. Regan.
Cotton Grove township—
Emmons township—A. J. Beck, B. J. Harrison.
Healing Springs township—Thomas H. Daniel.
Jackson's Hill township—W. B. Yarborough, W. A. Reed, Samuel L. Surratt.
Lexington township—David T. Frits, James Smith, William A. Heitman.
Midway township—J. F. S. Eller.
Reedy Creek township—J. S. Delap, Jefferson Younts, John Warner.
Silver Hill township—Y. B. Tussey, James I. Stoner, Hudorson Cross.
Thomasville township—Isham Regan, J. H. Lambeth, John W. Bowes.
Tyro township—
Yadkin College township—William L. Thompson, T. S. Dule, Z. M. Rea.

DAVIE COUNTY.

Calahan township—Scott Smoot, A. A. Anderson.
Clarksville township—Isaac Roberts, E. Frost.
Farmington township—J. M. Johnson, James Taylor.
Fulton township—C. F. Anderson, J. H. Hanes.
Jerusalem township—Francis W. Charles, P. W. Booe.
Mocksville township—S. A. Dula, P. A. Miller, M. R. Chaffin.
Shady Grove township—I. H. Mock, Thomas Allen.

DUPLIN COUNTY.

Albertson township—N. B. Stroud.
Cypress Creek township—D. M. Sholar, M. T. Horne.
Faison township—H. J. Faison.
Glisson's township—B. F. Bennett, S. M. Waller, W. B. Herring.
Island Creek township—D. T. McMillan.
Kenansville township—B. F. Pearsall.

Limestone township—L. A. Kennedy.
Magnolia township—J. H. Heath.
Rock Fish township—Ira J. Johnson, N. F. Register.
Smith's township—T. Q. Hall.
Warsaw township—
Wolfscrape township—R. D. Bennett, Daniel D. Brown.

DURHAM COUNTY.

Cedar Fork township—Joseph T. Green, Hugh Green.
Durham township—William Lipscombe.
Lebanon township—Thomas Lipscombe.
Mangum township—F. S. Leathers.
Patterson township—J. W. Cameron.
Oak Grove township—

EDGECOMBE COUNTY.

No. 1 township—C. W. Jeffreys.
No. 2 township—W. G. W. Leigh.
No. 3 township—W. G. Turner.
No. 4 township—L B. Knight.
No. 5 township—W. C. Bradley.
No. 6 township—
No. 7 township—D. H. Barlow.
No. 8 township—W. G. Harrell, W. E. Sugg.
No. 9 township—Amos W. Wooten.
No. 10 township—W. F. Walston.
No. 11 township—D. T. Britt.
No. 12 township—C. L. Killebrew.
No. 13 township—P. H. Edge.
No. 14 township—Fenner Gay.

FORSYTH COUNTY.

Abbott's Creek township—P. W. Roper, Julius Stafford.
Belew's Creek township—
Bethania township—J. F. Conrad, J. E. Zigler.
Broadbay township—J. H. Sink.
Kernersville township—
Lewisville township—C. E. Harper, Albert Jones, Dr. C. Jones.
Middle Fork township—E. W. Linville, Charles W. Martin.
Old Richmond township—E. L. Reed, E. W. Nash.
Old Town township—F. N. Pfaff, A. C. Davis.
Salem Chapel township—

South Fork township—J. J. Shore, Theo. Kimel.
Vienna township—E. C. Dull, C. F. Mickel.
Winston township—T. H. Pegram, Jr., H. W. Barrow, W. A. Meroney.
Clemmonsville township—S. S. Jones, T. W. Griffith, E. Stroupe, J. C. Wammack, J. A. Sheek.

FRANKLIN COUNTY.

Cedar Rock township—T. W. Stokes, G. B. H. Stallings.
Cypress Creek township—T. W. Davis.
Dunn township—W. K. Phillips.
Franklinton township—W. H. Mitchell.
Freeman's township—F. P. Pierce.
Gold Mine township—Peter Collins, Thomas Brewer.
Harris' township—T. L. Carmichael, N. B. Young.
Hayesville township—R. G. Winn, Sr., B. W. Wilson.
Louisburg township—J. J. Allen.
Sandy Creek township—Arthur Monger, E. McGupton.

GASTON COUNTY.

Cherryville township—J. T. R. Damron.
Crowder's Mountain township—R. H. Garrett, J. A. Neill, John T. Oates.
Dallas township—Jonas Pasour.
Gastonia township—W. A. Pearson, A. C. Strout.
River Bend township—
South Point township—L. H. Stowe, A. R. Andrews, W. T. McLean, C. C. Cornwell.

GATES COUNTY.

Gatesville township—R. O. Riddick.
Hall township—M. K. Lawrence, B. B. Lee.
Hastett's township—N. B. Felton, E. J. Freeman, Wiley Wiggins.
Holly Grove township—T. M. Pierce.
Hunter's Mill township—T. J. Riddick, Joseph R. Eason.
Mintonsville township—Hill J. Reed, Alex. Carter.
Reynoldston township—William McP. Goodman, Ernest L. Smith.

GRAHAM COUNTY.

Robbinsville township—
Stecoah township—A. M. Edwards, M. A. Crisp, J. C. Gunter.
Yellow Creek township—A. A. Wall, W. M. Barnes, J. M. Rymer.
Cheoah township—N. M. E. Slaughter, T. A. Carpenter, G. W. Hooper, Reuben Rogers.

GRANVILLE COUNTY.

Brassfield township—J. D. Davis.
Dutchville township—M. L. Coley, W. T. Adams.
Fishing Creek township—E. C. Montague.
Oak Hill township—B. F. Winston.
Oxford township—W. K. Thomas, A. C. Parham.
Sassafras Fork township—Wilkins Stoval.
Tally-Ho township—Radford Gooch.
Walnut Grove township—G. S. Latta.
Salem township—J. B. Parham, 2 years; Amos Dean, 4 years; C. F. Crews, 6 years.

GREENE COUNTY.

Bull Head township—Lemuel Dawson, Jr.
Carr's township—W. B. Fields.
Hookerton township—Hardy P. Sugg.
Olds' township—Frank L. Rouse.
Ormondsville township—Elias Turnage, J. A. Edwards, Sr.
Shine township—S. L. Lynch.
Snow Hill township—L. J. H. Mewborne.
Speight's Bridge—J. T. Ward.
Willow Green township—F. T. Carr.

GUILFORD COUNTY.

Centre township—Levi P. Walker.
Clay township—D. H. Coble.
Deep River township—T. C. Starbuck.
Fentress township—Wesley Coble.
Friendship township—O. C. Wheeler.
Gilmer township—John A. Pritchett.
Greene township—David Coble.
High Point township—R. C. Charles.
Jamestown township—P. H. Hodson.
Jefferson township—C. H. Wooters.
Madison township—Edward A. Fields.
Monroe township—W. J. Ector.
Morehead township—J. B. Balsley.
Oak Ridge township—Lafayette Gant.
Rock Creek township—J. C. Clapp.
Sumner township—Walter R. McCuiston.
Summerfield township—J. M. McMichael.
Washington township—C. A. Tickle.

HALIFAX COUNTY.

Brinkleyville township—F. M. Parker.
Butterwood township—E. A. Thorne, B. B. Nicholson.
Conoconara township—
Enfield township—J. H. Whitaker.
Faucett's township—W. R. Neville, W. H. Hux.
Halifax township—H. J. Carraway.
Littleton township—W. M. Martin.
Palmyra township—E. W. Hyman.
Roseneath township—R. H. Purrington.
Scotland Neck township—J. H. Darden, J. B. Neal.
Weldon township—W. A. Daniel.

HARNETT COUNTY.

Anderson's Creek township—Hugh D. McCormick, H. A. Black.
Averasboro township—J. W. Lucas, E. A. Parker.
Barbecue township—E. S. Smith.
Buckhorn township—R. T. Spence, N. T. Johnson, W. A. Dewar.
Black River township—J. P. Hunnycutt.
Grove township—W. B. McKay, C. D. Stewart, J. A. Stewart.
Hector's Creek township—D. E. Greene, G. D. Spence, Benj. Gardner.
Johnsonville township—Archibald McDiarmid.
Lillington township—B. F. Shaw, Z. T. Kivett.
Neill's Creek township—W. J. Long.
Stewart's Creek township—J. P. Hodges, W. H. Allen.
Upper Little River township—T. A. Harrington.

HAYWOOD COUNTY.

Beaver Dam township—Joseph M. Blalock, Parker McGee.
Cataloochee township—E. T. Harrell, Hiram Caldwell.
Clyde township—A. G. Osborne.
Crab Tree township—Laurence Walker, O. O. Sanford, James Swayugum.
East Fork township—Fidelo Howell.
Fine's Creek township—H. L. Kingsmore, Jesse M. Noland.
Iron Duff township—J. M. Queen.
Ivy Hill township—W. L. Justice, C. M. Carpenter.
Jonathan's Creek township—J. C. Leatherwood, A. H. Justice.
Pigeon township—J. W. Long, Joseph Cathey.
Waynesville township—W. H. Faucett, J. R. Cowan.

HENDERSON COUNTY.

Blue Ridge township—H. P. King.
Clear Creek township—George W. Love.
Crab Creek township—Charles S. Orr.
Edneyville township—Mark L. Edney.
Greene River township—Joseph W. Ward.
Hendersonville township—George Holmes.
Hooper's Creek township—William G. McDowell.
Mill River township—A. E. Posey, Sr.

HERTFORD COUNTY.

Harrellsville township—William J. Lloyd.
Maney's Neck township—Samuel P. Winborne.
Murfreesboro township—Uriah Vaughan.
St. John's township—Lee Tayloe.
Winton township—James H. Matthews.

HYDE COUNTY.

Currituck township—B. L. S. Dunbar.
Fairfield township—
Lake Landing township—J. M. Benson.
Ocracoke township—W. J. Twiddy, Wm. H. Ballance, John W. McWilliams.
Swan Quarter township—J. R. Credle, D. S. Jarvis, W. R. Carrawan.

IREDELL COUNTY.

Barringer township—J. C. Shinn.
Bethany township—W. H. Aderholt.
Chambersburg township—H. T. Johnston.
Coddle Creek township—B. F. Sumrow.
Concord township—James P. White.
Cool Springs township—J. A. Houpe.
Davidson township—James Black.
Eagle Mills township—E. E. Smith.
Fallstown township—A. P. Clark.
New Hope township—O. G. Williams.
Olin township—J. C. Siceloff.
Sharpsburg township—A. A. Hines.
Shiloh township—A. J. H. Thomas.
Statesville township—John Bradley.
Turnersburg township—N. J. Gaither.
Union Grove township—T. N. Summers.

JACKSON COUNTY.

Barker's Creek township—J. B. Raby, S. C. Allison.
Canada township—H. R. Brown, A. J. Parker.
Caney Fork township—Robert Coward.
Cashie's Valley township—
Cullowhee township—
Dillsboro township—C. W. McDade.
Hamburg township—J. P. Stewart, John Collins.
Quallatown township—C. A. Bird.
River township—
Savannah township—J. C. Reed, W. C. Tathum.
Scott's Creek township—S. R. Cook, Robert Fisher.
Sylva township—Walton Allen.
Webster township—William Rhineheart.
Oconalufta township—J. L. Floyd.

JOHNSTON COUNTY.

Beulah township—H. F. Gerald, H. H. Richardson.
Bentonsville township—Robert Strickland.
Boon Hill township—L. P. Creech, William Rains.
Clayton township—H. A. McCullers, D. O. McCullers, D. H. Williams.
Cleveland township—
Elevation township—James W. Stevenson, J. H. Smith, W. A. Lassiter.
Ingram's township—G. W. Massengill, A. R. Keen.
O'Neal's township—J. A. Narrion.
Meadows' township—J. Q. Johnson, S. P. M. Tant.
Pleasant Grove township—
Selma township—Charles F. Kirby.
Smithfield township—Robert Saunders.
Wilder's township—J. W. Hocutt.
Wilson's Mills township—

JONES COUNTY.

Beaver Creek township—J. R. Hargett.
Cypress Creek township—A. F. Cox.
Pollocksville township—H. C. Foscue, R. N. White.
Trenton township—
Tuckahoe township—Edgar Rouse.
White Oak township—Lewis Bynum.

LENOIR COUNTY.

Falling Creek township—Dempsey Wood.
Institute township—James K. Aldridge.

Kinston township—Write Saunders.
Moseley Hall township—K. E. Sutton.
Contentnea Neck township—R. W. Pope.
Neuse township—E. G. Tyndall.
Pink Hill township—George Turner.
Sand Hill township—J. W. Taylor, G. V. Richardson.
Southwest township—E. P. Loftin.
Trent township—A. W. Whitfield.
Vance township—Lemuel Taylor.
Woodington township—

LINCOLN COUNTY.

Catawba Springs township—D. K. C. Wilkinson, W. F. Kelly.
Howard's Creek township—Philip Carpenter.
Ironton township—S. S. Morris.
Lincolnton township—
North Brook township—O. C. Thompson, Craven Willis.

MACON COUNTY.

Burnington township—P. C. Wild.
Cartoogechage township—W. B. Setser.
Cowee township—A. B. Dalton.
Ellijay township—R. A. Jacobs, N. J. Rush.
Franklin township—John Reid, George McPherson.
Highlands township—T. B. White, W. R. McCall.
Mill Shoal township—John Elmore.
Nantahala township—Jason Morgan, J. A. Baldwin, J. W. Harris.
Smith's Bridge township—W. J. Grist.
Sugar Fork township—J. K. Bryson.

MADISON COUNTY.

No. 1 township—M. Davis.
No. 2 township—Kelsey Brigman, J. S. Tweed.
No. 3 township—
No. 4 township—Don Anderson, H. L. McLean, N. W. Anderson.
No. 5 township—W. P. Bryan.
No. 6 township—M. M. Treadway, M. Teague.
No. 7 township—J. B. Roberts, Logan Lunsford, Willis Payne.
No. 8 township—J. P. McLean, A. E. Brown, R. H. Hipps.
No. 9 township—W. F. Ramseur, B. W. Hill.
No. 10 township—Joe Bishop.
No. 11 township—J. C. Davis, J. S. Ponder, F. M. Marshbank.

No. 12 township—G. Wild, Amos J. Roberts, E. P. Goforth, N. Buckner.
No. 13 township—M. J. Balding, W. G. Gregory.
No. 14 township—George Brown.

MARTIN COUNTY.

Beargrass township—J. F. Bailey.
Cross-Roads township—H. W. Holliday, John B. Burroughs.
Goose Nest township—John T. Hyman.
Griffin's township—David R. Daniel.
Hamilton's township—T. W. Ward, R. H. Salsbury.
Jamesville township—
Poplar Point township—Joseph R. Ballard.
Robersonville township—
Williams' township—N. T. Riddick.
Williamston township—J. L. Ewell.

M'DOWELL COUNTY.

Brackett's township—Thomas Nanney, J. M. Raburn, D. L. Welburn.
Broad River township—J. H. Garrison.
Crooked Creek township—R. M. Burgin, J. L. Bird.
Dysartsville township—W. H. Taylor, R. H. Sisk.
Finley township—I. S. Stacey.
Higgins' township—O. L. Goforth, A. C. Gardin.
Marion township—J. H. Huskins.
Mumford's Cove township—J. R. Harris, J. K. Neal.
North Cove township—W. J. English, James D. Avery, Joseph D. Conley, Samuel G. Good.
Old Fort township—M. G. Pendergrass, J. C. Sandlin, Wm. H. Marshburn.

MECKLENBURG COUNTY.

Berryville township—George L. Sadler.
Charlotte township—J. J. Gormley.
Clear Creek township—P. M. Ritch.
Crab Orchard township—G. C. Morris.
Dewese township—C. W. Johnston.
Huntersville township—
Long Creek township—R D. Whitley.
Mallard Creek township—J. B. Thomason.
Morning Star township—S. B. Smith.
Paw Creek township—R. B. Alexander, J. M. Grice.
Pineville township—Oswald Alexander, M. A. Edwards.
Providence township—W. M. Matthews, J. M. Rea, E. O. Conegland.

Sharon township—Henry Hunter.
Steel Creek township—Joab C. Smith.

MITCHELL COUNTY.

Bakersville township—Thomas P. Baker, Peter Grindstaff, R. F. McKinney, H. T. Wilson.
Cranberry township—Robert Ellis, Ed. Young, David Manning, A. C. Gaultney.
Grassy Creek township—Calvin Wood, William Davenport, D. F. Blalock, Charles Sparks
Hollow Poplar township—David Tipton, Sanders Hughes.
Herrell's township—A. Kelly Hall, Thomas Greene, William Buchanan.
Linnville township—W. E. Blackburn, M. W. Clay, Thomas W. Wright, Leroy Franklin, John C. Carpenter, James Carroll, Rube Carpenter, J. W. Farthing.
Little Rock Creek township—John Edwards.
Red Hill township—Thomas G. Phillips, Henry Masters.
Toe River township—Aaron A. Wiseman, James Mace, A. Gus. Childs, Edward Wiseman, LaFayette Wiseman.
Snow Creek township—James Phillips, Sol. R. Hensley, John R. Gouge, S. Fleming Hensley.

MONTGOMERY COUNTY.

Cheek Creek township—James Thompson, K. E. McAuley, J. H. LeGrand.
Eldorado township—John F. Colton, W. G. Redwine, Alex. M. Russell.
Flaggtown township—
Hill township—J. Frank Deaton, E. K. Auman, Spinks Maness.
Hollingsworth township—J. M. Fox, Daniel M. Hunsucker, Neill Leach, W. F. McMaster.
Little River township—N. J. Eury.
Mount Gilead township—E. M. Williams.
Ophir township—W. G. Davis.
Pee Dee township—W. K. Beachner, A. R. Moon, H. P. Montgomery.
Rocky Springs township—S. T. Usher, W. T. Roper.
Troy township—C. C. Wade, J. M. Reynolds, George W. Morris, David A. Leach.
Uwharrie township—

MOORE COUNTY.

Ben Salem township—D. C. Barrett.
Cape Fear township—D. R. McIver.
Carthage township—Daniel Harmon, J. C. B. Muse.
Deep River township—A. J. Jones.
Greenwood township—A. A. McPhail, J. W. Scott, Sr., C. E. Jones.

Jonesboro township—A. A. F. Seawell, Jr., R. M. Phillips, S. B. Worthy, Dr. A. J. Munroe, W. M. Brooks.

McNeill's township—A. A. Ray, D. D. F. Cameron, T. D. McLean.

Mineral Springs township—N. D. J. Clark, D. A. Blue, David Page.

Pocket township—George Cole, J. R. Gilbert.

Ritter's township—W. R. Muse, W. L. Ritter.

Sanford township—G. W. Temple, J. R. Weatherspoon, Thomas Hornady.

Sand Hill township—C. W. Shaw, John Campbell, John S. Blue.

Sheffield's township—W. G. Carter, Solomon Howard.

NASH COUNTY.

Bailey's township—Z. R. Bissett.

Castalia township—C. F. Boddie, Thos. A. Sills, Walter Kittrells, Alpheus Hinton.

Cooper's township—Kinchen Joyner, George Strickland.

Ferrell's township—John L. Bryant, K. W. Ballentine.

Griffin's township—Miles Bobbitt.

Jackson township—A. A. Morgan, Iredell J. Williams, J. H. Strickland.

Manning's township—B. L. Holland, John T. Fulford.

Nashville township—C. L. Boddie, J. P. Jenkins.

Rocky Mount township—M. T. Williams, V. B. Carter, M. B. Williford.

Stony Creek township—

Whitaker's township—

NEW HANOVER COUNTY.

Cape Fear township—Joseph T. Kerr.

Federal Point township—John Canady.

Harnett township—H. D. Murrell.

Masonboro township—Joseph P. Montgomery.

Wilmington township—L. S. Belden, B. F. Hall, William Ulrich, J. M. McGowan.

NORTHAMPTON COUNTY.

Gaston township—D. B. Zollicoffer, B. M. Pugh, W. L. Stanley.

Jackson township—Jeremiah Gay, J. E. Moore.

Kirby township—Joseph A. Garris, D. N. Stephenson.

Occoneechee township—W. H. Joyner, Bennett Stephenson.

Rich Square township—W. T. Baughan, H. C. Edwards, E. P. Outland.

Roanoke township—C. W. Brittain, William Grant.

Seaboard township—W. R. Hart, A. H. Reid.

Wiccamu township—J. D. Bottoms, Kinchen Davis.

ONSLOW COUNTY.

Jacksonville township—J. R. Marshborn.
Richland's township—J. R. Franck, F. D. Shaw.
Stump Sound township—D. F. Sandlin.
Swansboro township—W. W. Russell, L. O. Fonville, J. A. Freshwater.
White Oak township—John L. Morton.

ORANGE COUNTY.

Bingham township—D. M. Durham.
Cedar Grove township—S. Y. Hall.
Chapel Hill township—C. W. Johnston.
Hillsboro township—J. W. Riley.
Little River township—S. P. Tapp.

PAMLICO COUNTY.

No. 1 township—George Dees, D. W. Brinson, J. B. Sawyer.
No. 2 township—W. H. Lewis, C. R. McCleese.
No. 3 township—J. W. Miller, H. W. Cowell.
No. 4 township—J. C. Alcock, E. B. Credle.
No. 5 township—George W. Brinson, Isaac Lewis.

PASQUOTANK COUNTY.

Elizabeth City township—H. T. Greenleaf.
Mount Hermon township—H. C. Wood.
Newland township—W. J. Williams.
Nixonton township—Alex. Armstrong.
Providence township—Simeon Pritchard.
Salem township—W. S. Davis.

PENDER COUNTY.

Burgaw township—R. W. Collins.
Caintuck township—
Caswell township—A. L. Hubbard.
Columbia township—S. B. Costen.
Grady township—
Holly township—J. R. Bennerman, K. F. Powers.
Long Creek township—W. W. Larkins.
Rocky Point township—T. A. McLendon.
Topsail township—J. B. Davis.
Union township—Isaiah Carroll.

PERQUIMANS COUNTY.

Belvidere township—Robert J. White.
Bethel township—W. T. Jones, H. P. Ambrose, T. J. Long.
Hertford township—J. P. Winslow, T. J. Sutton.
New Hope township—H. M. Spencer.
Parkville township—J. M. Symonds, Joshua Skinner.

PERSON COUNTY.

Allensville township—J. S. Garrett, W. T. Melton.
Bushy Fork township—J. S. Brooks, J. S. Coleman.
Cunningham township—P. H. Clay, J. S. Cunningham.
Flat River township—W. A. Blalock.
Holloway's township—G. D. Neal, William H. Bailey.
Mount Tirzah township—G. G. Moore, James S. Noell.
Olive Hill township—C. M. G. Wagstaff, Thomas J. Stephens.
Roxboro township—Green Daniel, J. C. Vanhook, John O'Briant.
Woodsdale township—Henry G. Clayton, J. S. Roberson, William Jones.

PITT COUNTY.

Beaver Dam township—G. T. Tyson.
Belvoir township—Hugh Cobb.
Bethel township—F. C. Martin.
Carolina township—A. B. Congleton.
Chicod township—E. S. Dixon
Contentnea township—J. D. Cox, W. H. Williams.
Falkland township—E. F. Williams, Andrew Joyner.
Farmville township—J. N. Bynum.
Greenville township—Allen Warren.
Pactolus township—McG. Holliday.
Swift Creek township—N. R. Cory.

POLK COUNTY.

Columbus township—Frank Henderson, D. V. Rhodes, W. H. McFarland.
Cooper's Gap township—Thomas Edgerton, Jr., Robert L. Hamilton.
Green's Creek township—Jonas Wilkins, W. B. Feagans.
Tryon township—J. B. Lindsey, W. E. Mills.
White Oak township—Henry T. Green, George Splawn, Stephen Cowart.

RANDOLPH COUNTY.

Ashboro township—Nathaniel Brown.
Back Creek township—

Brewer township—
Cedar Grove township—Uriah Pressnell.
Columbia township—John H. Burgess.
Concord township—
Franklinsville township—O. R. Cox.
Grant township—
Liberty township—W. P. Fox, L. H. Smith.
New Hope township—T. W. Ingram.
New Market township—
Pleasant Grove township—J. M. Green.
Providence township—J. W. Pugh.
Randleman township—William Brown, James N. Caudle.
Richlands township—Eli C. Phillips.
Tabernacle township—A. B. Finch.
Trinity township—
Union township—

RICHMOND COUNTY.

Beaver Dam township—William W. Graham.
Black Jack township—E. N. Ingram, A. C. Benton.
Laurel Hill township—Hector McLean.
Mark's Creek township—B. Whiting, John Cowan.
Mineral Springs township—S. N. Bostick, W. F. Roper.
Steele's township—P. A. Ledbetter, W. H. LeGrand.
Stewartsville township—James M. Graham, J. D. Bundy.
Wolf Pit township—John C. Ellerbee.
Rockingham township—A. M. McAuley, W. C. Leak.
Williams' township—J. C. Mason.
Spring Hill township—A. B. McDonald, 2 years; William Johnson, 4 years; John B. McNeill, 6 years; L. W. McNeill, 6 years; J. D. Connelly, 6 years.

ROBESON COUNTY.

Alfordsville township—O. C. Falks, Charles McRae.
Blue Springs township—
Back Swamp township—Neill Townsend, A. S. Thompson, W. F. Howell.
Britt's township—James L. Thompson, John F. Ward.
Harrellsville township—W. J. Rogers, E. J. Kinlaw.
Lumberton township—L. S. Townsend, J. A. McAllister, J. T. Privatt.
Lumber Bridge township—W. C. McPhail, J. R. Rackley.
Philadelphus township—
Saint Paul's township—J. D. McGeachy, W. S. Johnson, Z. T. McMillan.
Sterling's Mills township—
Red Springs township—R. T. Covington.
Smith's township—D. L. Stewart, Daniel Wilkinson.

Shoe-Heel township—W. F. Steed, G. B. Sellers, W. B. Harker, R. T. McElyea.

Thompson's township—Donald McLeod, L. R. Hamer, D. P. McKinnon.

Wishart's township—Wellington Wishart, R. McK. Rozier.

White House township—A. E. Floyd.

ROCKINGHAM COUNTY.

Huntsville township—James Holton, William Dalton.

Leaksville township—John W. Edwards, John T. Turner.

Mayo township—Robert Price, Patrick Galliher, J. H. Grogan.

Madison township—J. A. Vernon, Lindsay Wall, J. H. Price, C. A. McGehee, R. J. Lewellyn.

New Bethel township—Joseph McCollum, Ham Garrett.

Simpsonville township—J. W. Hutcherson, G. S. Kernodle, A. R. Troxler, James A. Coleman.

Ruffin township—W. R. Saunders, W. S. Carter, J. R. Hopper, Taylor Hagood.

Williamsburg township—E. D. Paschal, G. M. Hazell, Joseph L. Mayrick, Robert Williams, R. A. Holderby.

Wentworth township—W. R. Saunders, J. C. Lastley.

ROWAN COUNTY.

Atwell township—J. F. McLean.

China Grove township—M. A. Stirewalt, C. A. Linn, J. L. Sifford.

Franklin township—A. L. Hall.

Gold Hill township—M. J. Earnhart.

Litaker township—J. K. P. Hielig.

Locke township—J. Frank Robbinson.

Morgan township—Isaac M. Shaver.

Mt. Ulla township—Phi. Alexander.

Providence township—H. C. Agnew.

Salisbury township—William Smithdeal, J. W. Brown.

Scotch-Irish township—E. P. Hall, Haywood Harper.

Steele township—Robert L. Blackwelder.

Unity township—M. A. Thomason, Caleb Penninger, J. K. Culbertson.

RUTHERFORD COUNTY.

Camp Creek township—R. H. Barnes.

Chimney Rock township—J. M. Frady.

Colfax township—A. S. Harrill, J. T. Fortune.

Cool Springs township—J. W. Davis, I. N. Biggerstaff.

Duncan's Creek township—T. J. Stroud, J. Plats, D. Withrow.

Golden Valley township—P. C. Smalley.
Green Hill township—J. F. Edwards, Mont. Lynch.
High Shoals township—J. J. Camp.
Logan's Store township—Monroe Hardin.
Morgan township—C. J. Flack, Devault Coon.
Rutherfordton township—J. F. Arrowood, George H. Mills.
Sulphur Springs township—J. O. Simmons.
Union township—J. A. McClure.

SAMPSON COUNTY.

Dismal Swamp township—R. O. Autrey.
Franklin township—W. U. Newkirk.
Hall's township—R. K. Herring.
Honeycutt's township—A. T. Herring.
Lisbon township—A. M. Blackburn.
Little Coharie township—M. M. Hall.
McDaniel's township—W. J. Watson.
Mingo township—J. D. Williams.
Newton Grove township—Uriah Hill.
Piney Grove township—J. S. Hines.
Taylor's Bridge township—V. J. McArthur.
Turkey township—William Kirby, R. M. Middleton.
Westbrook township—Ransom West.
North Clinton township—H. J. Duncan.
South Clinton township—Warren Johnson.

STANLY COUNTY.

Albemarle township—T. F. Lilly.
Almond township—
Big Lick township—M. A. Whitley, James Eford.
Centre township—
Furr township—P. P. Sell, John A. Furr, Julius Little.
Harris township—V. Manney.
Ridenhour township—G. S. Ewing, J. A. Troutman.
Tyson township—J. E. Mauldin, Ben. Foreman, W. F. Crump.

STOKES COUNTY.

Beaver Island township—J. P. Dalton, W. L. Saunders.
Meadow township—James D. Lawson.
Peter's Creek township—W. R. Hylton.
Quaker Gap township—George W. Thore.
Snow Creek township—T. J. Gann, W. J. Moore, Alley Wall.

Souratown township—Elias Fulp, John W. Davis.
Yadkin township—J. H. Shamel.

SURRY COUNTY.

Bryan township—C. C. Cockerham.
Dobson township—
Eldora township—
Franklin township—J. J. Lundy.
Hotel township—
Marsh township—J. S. Jones.
Mt. Airy township—R. S. Gilmer.
Pilot township—J. W. Hill.
Siloam township—
Stewart's Creek township—
Rockford township—G. M. Burris.
Westfield township—Lee Jessup.

SWAIN COUNTY.

Charleston township—
Forney's Creek township—John Lester.
Nantahala township—C. C. Bryson.
Oconalufta township—James Chambers, John Enloe, A. H. Haynes.

TRANSYLVANIA COUNTY.

Brevard township—J. J. Shipman, T. N. Newton.
Boyd township—G. W. Lyda.
Cathey's Creek township—O. L. Erwin, William Aiken.
Dunn's Rock township—B. H. Henderson.
Eatatoe township—W. E. Galloway.
Glocester township—Marion Owens.
Hogback township—T. C. McCall, Rufus Galloway, James Nicholson.
Little River township—A. L. Hardin, J. E. Clayton.

TYRRELL COUNTY.

Alligator township—James P. Alexander.
Columbia township—W. S. Davenport.
Gum Neck township—W. J. Cahoon.
Scuppernong township—T. S. Downing, J. B. Walker.
South Fork township—J. B. Spruill.

UNION COUNTY.

Buford township—John G. Doster.
Goose Creek township—E. J. Griffin.

Jackson township—Alex. McIlwaine.
Lane's Creek township—J. H. Benton, J. N. Sturdivant.
Monroe township—
New Salem township—A. J. Brooks, William H. Austin, Jr.
Sandy Ridge township—J. W. Price.
Vance township—R. L. Stewart.

VANCE COUNTY.

Henderson township—John E. Burroughs.
Kittrell township—
Middleburg township—
Nut Bush township—
Sandy Creek township—
Townesville township—
Williamsboro township—Herbert S. Lemay.

WAKE COUNTY.

Barton's creek township—R. L. Thompson.
Buckhorn township—W. J. Oliver, J. M. Utly.
Cary township—E. W. Yates.
Cedar Fork township—B. H. Marcom.
Holly Springs township—
House's Creek township—
Little River township—W H. Chamblee.
Mark's Creek township—
Middle Creek township—
Neuse River township—J. T. Hunter, Jr.
New Light township—W. D. Ray.
Oak Grove township—
Panther Branch township—
Saint Mary's township—Fab. Whitaker.
Saint Matthews township—W. P. Batchelor.
Swift Creek township—S. O. Wilson.
Wake Forest township—W. C. Brewer, G. E. Gill.
White Oak township—H. B. Holland.
Raleigh Township—W. R. Womble.

WARREN COUNTY.

River township—S. W. Shearin.
Hawton township—Page R. Perkinson.
Smith Creek township—B. B. Moon, R. B. Cole.
Nutbush township—Thomas P. Paschall.
Sandy Creek township—J. W. Allen.

Shoco township—Jno. H. Burroughs.
Fishing Creek township—W. W. King.
Judkins township—Sam. W. Dowtin.
Warrenton township—W. G. Powell.
Fork township—R. E. Williams, Jr., J. A. Damron.
Roanoke township—J. M. Fort.

WASHINGTON COUNTY.

Lee's Mills township—
Plymouth township—J. W. Bryan, Geo. W. Brown.
Skinnersville township—
Scuppernong township—W. A. Alexander, C. J. Spear.

WATAUGA COUNTY.

Beaver Dam township—H. H. Farthing.
Bald Mountain township—John Tatum.
Blowing Rock township—
Blue Ridge township—J. B. Robins, W. B. Rogers, A. W. Penley.
Boone township—J. C. Horton.
Cove Creek township—M. L. Mast, T. P. Adams, Newton Combs.
Yadkin Elk township—Sam. J. Hendricks.
Laurel Creek township—Erwin Green, W. H. Tester.
Meat Camp township—J. H. Brown, A. J. Moretz.
Stony Fork township—
Shawneehaw township—
Watauga township—Alexander Townsend.
North Folk township—Andrew J. Wilson, 2 years; James South, 4 years; W. N. Thomas, 6 years.

WAYNE COUNTY.

Brogden township—D. E. Stevens, Jesse T. Hollowell.
Fork township—W. H. Brogden, G. W. Pisskin.
Grantham township—G. M. Bridgers, C. J. McCullen.
Goldsboro township—W. T. Hollowell.
Great Swamp township—E. S. Dees, Green Copeland.
Indian Springs township—S. B. Smith, Sam. C. Casey.
Nahunta township—L. D. Misshen, B. F. Aycock.
New Hope township—Thos. Sutton, John W. Isler, N. McBuie.
Pikeville township—Albert Aycock, T. N. Wiggs.
Saulston township—J. B. Parks.
Stony Creek township—M. J. Ham, N. J. Smith.

WILKES COUNTY.

Antioch township—T. C. Quscore.
Beaver Creek township—Nathan Horton.

Brushy Mountain township—W. O. Hendren.
Edwards township—W. H. Carter.
Elk township—W. T. Land.
Fishing Creek township—
Job's Cabin township—W. S. Hall.
Lewis' Fork township—Wesley Fletcher, B. F. Eller.
Lovelace township—B. R. Traussau.
Moravian Falls township—Elisha Parlier.
Mulberry township—W. P. Absher.
New Castle township—R. W. Wooten.
Reddies' River township—J. A. Crysel.
Rock Creek township—J. W. Felts.
Trap Hill township—J. S. Holbrook.
Union township—T. C. B. Whittington.
Walnut Cove township—H. E. Spicer.
Somers township—D. C. Jarvis, E. M. Felts.
Wilkesboro township—J. F. Somers, J. P. Gilreath.

WILSON COUNTY.

Black Creek township—T. J. Rowe.
Cross-roads township—A. T. Barnes.
Gardner's township—Ed. Thorne, W. S. Robbins.
Old Field township—W. H. Williamson, J. F. Eatman.
Saratoga township—S. H. Tyson.
Spring Hill township—E. G. Burnes.
Stauntonsburg township—J. H. Applewhite, J. A. Lane.
Taylor's township—J. J. Hales, M. M. Matthews.
Toisnot township—W. L. Dew, L. A. Pender.
Wilson township—F. W. Barnes, Calvin Barnes.

YADKIN COUNTY.

Boonville township—James H. Fleming.
Buck Shoals township—Jno. S. Wallace.
Deep Creek township—W. H. Branon, Jr.
East Bend township—Thos. F. Mathis.
Falls Creek township—Henry A. Swain.
Forbush township—A. E. Cornelius.
Knobs township—D. C. Rose.
Liberty township—Thos. Williams.
Little Yadkin township—

YANCEY COUNTY.

Brush Creek township—A. C. Robertson, Penley Dryton.
Burnsville township—S. M. Bennett, M. W. Ray.

Cane Creek township—James Edwards, Turner Proffitt.
Crabtree township—Thomas Young, Alex. Silver.
Egypt township—Robert Lewis, Sr., David Duncan.
Green Mountain township—Patterson Huskins, D. C. Renfro.
Jack's Creek township—D. M. Hampton, James Wilson.
Pensacola township—G. M. Blankenship, William Allen.
Price's Creek township—W. A. McCleland, G. N. Wilson.
Ramseytown township—J. F. Byrd, Milton Hunter.
South Toe River township—John Robertson, John McNeel.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. McLarty, S. B. 1169, bill to protect fish in Richardson's creek in Union County. Placed on the Calendar.

By Mr. Rose, S. B. 1170, bill to pay Fred. Keuster $41.30 for repairs on Capitol, and for sundry articles furnished. Placed on the Calendar.

By Mr. Freeman, S. B. 1171, bill to amend chapter 192, Laws of 1883, relative to graded schools of Wilson. Placed on the Calendar.

S. B. 1172, bill to regulate the hours of laborers and the manner of settling with the same. Referred to the Committee on Propositions and Grievances.

By Mr. Avery, S. B. 1173, bill to allow the removal of obstructions in Silver creek, Burke County. Placed on the Calendar.

By Mr. Aycock, S. B. 1174, bill to allow compensation to the Sheriff of Wayne County. Placed on the Calendar.

S. B. 1175, bill to amend section 3646 of *The Code*, in regard to printing increased number of Auditor's and Treasurer's reports. Placed on the Calendar.

By Mr. Grigsby, S. B, 1176, bill to pay the actual expenses of committees visiting the Insane Asylums. Placed on the Calendar.

By Mr. Turner, S. B. 1177, bill to incorporate the Wilkesboro Land and Development Company. Referred to the Committee on Corporations.

By Mr. Bellamy (by request), S. B. 1178, bill to amend *The Code*, section 1960. Referred to the Committee on Judiciary.

By Mr. Russell, S. R. 1179, resolution for the relief of Mrs. Louisa Lee of Durham County. Referred to the Committee on Pensions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives informing the Senate that that honorable body had passed the following bills and resolutions, which were read the first time and disposed of as follows:

H. B. 411, S. B. 1214, bill to amend the charter of the town of Mount Airy. Referred to the Committee on Corporations.

H. B. 692, S. B. 1217, bill to amend the charter of the Atlantic and North Carolina Railroad Company. Referred to the Committee on Judiciary.

House amendment to S. B. 337, H. B. 1273, bill to authorize the city of Wilmington to establish sewers and for other purposes.

On motion of Mr. Bellamy, the amendments were concurred in and the bill was ordered to be enrolled.

House amendments to S. B. 381, bill to amend chapter 410, Laws of 1887, entitled an act supplemental to chapter 308, Laws of 1885, entitled an act to establish and maintain an industrial school.

On motion, the amendments were concurred in and the bill was ordered to be enrolled.

H. B. 976, S. B. 1209, bill concerning entries. Referred to the Committee on Judiciary.

H. B. 1245, S. B. 1210, bill to amend section 2834 of *The Code*. Referred to the Committee on Judiciary.

H. B. 1126, S. B. 1211, bill to amend chapter 269, Private Laws of 1889. Referred to the Committee on Judiciary.

H. B. 1053, S. B. 1212, bill to authorize the repair of the court-house at Lumberton. Referred to the Committee on Propositions and Grievances.

House amendments to S. B. 1078, H. B. 1394, bill to annex a portion of the territory of Beaufort County to the county of Pamlico.

The amendments were concurred in and the bill ordered to be enrolled.

H. B. 1084, S. B. 1197, bill to amend section 3383 of *The Code*. Referred to the Committee on Judiciary.

H. B. 1050, S. B. 1198, bill to change the time of convening the Superior Court of Bladen County. Referred to the Committee on Judiciary.

H. B. 884, S. B. 1199, bill to amend chapter 302, Laws of 1889, relating to shipment of oysters in the shell. Referred to the Committee on Fish and Fisheries.

H. B. 1110, S. B. 1200, bill to incorporate the town of New London, Stanly County. Placed on the Calendar.

H. B. 1118, S. B. 1201, bill to amend the charter of the town of Rocky Mount. Referred to the Committee on Corporations.

H. B. 1183, S. B. 1202, bill to incorporate the Holly Springs Land and Improvement Company. Placed on the Calendar.

H. B. 1234, S. B. 1203, bill to amend the charter of the town of Clyde, Haywood County. Placed on the Calendar.

H. B. 1292, S. B. 1204, bill to amend chapter 111, Private Laws of 1883, in regard to patrol and watch for Asheville. Referred to the Committee on Judiciary.

H. B. 1392, S. B. 1205, bill in relation to land grants. Referred to the Committee on Judiciary.

H. B. 1393, S. B. 1206, bill to require water-works companies to furnish pure water. Referred to the Committee on Propositions and Grievances.

H. H. 1233, S. B. 1207, bill to incorporate the town of Pigeon River, Haywood County. Placed on the Calendar.

H. B. 1348, S. B. 1208, bill to amend sections 3410 and 3411 of *The Code*. Referred to the Committee on Judiciary.

H. B. 1115, S. B. 1187, bill to incorporate Kings Mountain Mining and Improvement Company. Referred to the Committee on Corporations.

H. B. 1111, S. B. 1188, bill to incorporate the Morven Academy Company of Morven. Referred to the Committee on Corporations.

H. B. 1085, S. B. 1189, bill to amend chapter 181, section 4, Laws of 1889, in reference to registration of physicians. Referred to the Committee on Propositions and Grievances.

H. B. 1012, S. B. 1190, bill to amend section 2281 of *The Code*, relating to auctioneers. Referred to the Committee on Propositions and Grievances.

H B. 1122, S. B. 1191, bill to add Union County to the Mecklenburg road law. Referred to the Committee on Propositions and Grievances.

H. B. 199, S. B. 1192, bill to protect seed buyers in North Carolina. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 1114, S. B. 1193, bill to protect fish in the waters of Tull's creek, Currituck County. Referred to the Committee on Fish and Fisheries.

H. B. 1123, S. B. 1194, bill to amend the charter of the town of Bayboro, Pamlico County. Referred to the Committee on Corporations.

H. B. 971, S. B. 1195, bill to amend the charter of the French Broad Valley Railroad Company. Referred to the Committee on Corporations.

H. B. 1040, S. B. 1196, bill to charter the town of Leicester, Buncombe County. Referred to the Committee on Corporations.

A message was also received from the House of Representatives informing the Senate that that honorable body had concurred in the proposition to go into the election of Trustees of the Training and Industrial School for White Girls at the

hour of 1 o'clock to-day, and that the Speaker had appointed as tellers on the part of the House of Representatives, Messrs. Ray and Wiley.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 99, S. B. 767, bill to amend section 2589 of *The Code* so as to increase the public school fund to fourteen cents on property and forty-two cents on polls, on its second reading.

Mr. Avery moved to amend by striking out section 1 and inserting in lieu thereof the following:

"That in addition to the tax levied upon the people of the whole State for the maintenance and support of the public schools provided for in section 2589 of *The Code*, the Board of Commissioners of any county in the State may, if they deem best, levy annually for such purpose a special tax not to exceed twelve and a half cents on every hundred dollars worth of property and credits, and thirty-seven and a half cents on every poll in their respective counties or any township therein: *Provided*, a majority of the qualified voters of such county or township, as the case may be, shall, at an election to be held in the manner and upon the conditions hereinafter specified, vote for the levy of said tax.

"The Board of Commissioners shall not in any instance have power to order an election except upon petition or petitions signed by one-fifth of the registered voters of such county or townships as the case may be, but upon the petition of such number of registered voters the said Board of Commissioners shall have the power and it shall be their duty, if they deem best, after thirty days' advertisement in some newspaper published in the county, or in case there is no such newspaper, after notices posted for thirty days at the court-house door in such county and each polling precinct to

be affected thereby, to order an election to be held in the same manner and subject to the same rules and regulations as are prescribed by law for holding elections for members of the General Assembly to ascertain whether or not a majority of the qualified voters of such county or township are in favor of making the levy as aforesaid upon the property and poll of the said county or township.

"If at such election so ordered and held a majority of the qualified voters of such county or township shall cast a ballot whereon shall be printed or written 'For schools,' then the Board of Commissioners of such county, to whom the abstracts and returns of such election shall be made, shall, after revising the said returns of the Board of County Canvassers, so declare the result of such election, and shall have the power and it shall be their duty, without the approval of the majority of the Justices of the Peace for the county, to add to the next annual levy made for county purposes, to be collected in the same manner, the said tax so voted for not to exceed twelve and a half cents on the one hundred dollars worth of property and credits, and thirty-seven and a half cents on the polls, in said county or township, as the case may be. But if at the election a majority of the qualified voters of the county or township, as the case may be, shall cast a ballot on which shall be written or printed the words 'Against schools,' then such Board of Commissioners shall not have power to levy such tax."

Mr. Morgan moved to amend the amendment of Mr. Avery by adding the following proviso:

"*Provided*, the said Board of Commissioners shall specify the amount to be voted on, which shall in no case exceed sixteen and two-thirds cents on property and fifty cents on polls."

Mr. Gilman moved to amend by adding to section 1 the following:

"*Provided*, that it shall be discretionary with the Joint Board of Magistrates and Commissioners of any county to levy the increase of the public school fund provided for in this act."

Mr. Paine demanded the previous question. The call was sustained.

On the adoption of the amendments submitted by the Committee on Education, Mr. Butler demanded the ayes and noes. The call was sustained and the amendments were adopted, ayes 30, noes 19, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Aycock, Bell, Bellamy, Bull, Chesson, Courts, Davis of Haywood, Freeman, Galloway, Grigsby, Hobson, Lucas, McLean, Morgan, Paine, Parker, Reid, Rose, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Walser, White and Wilcox — 30.

Those voting in the negative were:

Messrs. Allen of Granville, Atwater, Avery, Bishop, Bowers, Bryan, Butler, Culbreth, Davis of Franklin, Durham, Gilman, Greene of Harnett, Greene of Wake, King, McLarty, Mitchell, Russell, Twitty and Williams — 19.

The amendment of Mr. Morgan to the amendment of Mr. Avery was lost.

By unanimous consent, the amendment of Mr. Avery was withdrawn.

The amendment proposed by Mr. Gilman was lost, ayes 20 noes 26, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Atwater, Avery, Bishop, Bowers, Bryan, Butler, Courts, Culbreth, Durham, Galloway, Greene of Harnett, Greene of Wake, McLean, McLarty, Mitchell, Rose, Russell and Williams — 20.

Those voting in the negative were:

Messrs. Alston, Ardrey, Aycock, Bell, Bellamy, Bull, Chesson, Davis of Haywood, Freeman, Galloway, Grigsby, Hob-

son, King, Lucas, Morgan, Paine, Parker, Reid, Shankle, Skinner, Sprinkle, Stanford, Turner, Walser, White and Wilcox — 26.

The bill passed its second reading, ayes 34, noes 14, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Aycock, Bell, Bellamy, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Grigsby, Hobson, King, Lucas, McLean, Morgan, Paine, Parker, Reid, Rose, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Walser, White and Wilcox — 34.

Those voting in the negative were:

Messrs. Allen of Granville, Atwater, Bishop, Bowers, Bryan, Butler, Gilman, Greene of Harnett, Greene of Wake, McLarty, Mitchell, Russell, Twitty and Williams — 14.

Mr. Butler announced the presence in the Senate chamber of Hon. E. T. Boykin of the Superior Court, and, on his motion, Mr. Boykin was conducted to a seat on the floor of the Senate.

By consent, Mr. Bellamy introduced S. B. 1180, bill supplemental to an act to incorporate the Oakland Heights Sanatorium Company, which was read the first time and placed on the Calendar.

By consent, Mr. Turner introduced S. R. 1181, resolution of instruction to the Secretary of State, which was read the first time, adopted, and ordered to be sent to the House of Representatives for concurrence without engrossment

SPECIAL ORDER.

H. B. 1070, S. B. 1027, bill to raise revenue, on its second reading.

Mr. Turner moved that the Senate resolve itself into committee of the whole for the consideration of this bill. The motion was adopted, and the Senate went into committee of the whole, with Mr. Turner in the chair.

The committee arose, and Mr. Turner, chairman, reported to the Senate that the committee of the whole had had under consideration, H. B. 1070, S. B. 1027, bill to raise revenue, and had reached no conclusion thereon, and asked leave to sit again.

It was so ordered.

Mr. Ardrey, for the Committee on the Election of Trustees of the Training and Industrial School for White Girls, made a report, recommending the following persons as such Trustees:

First District — W. P. Shaw.
Second District — Dr. R. H. Stancell.
Third District — B. F. Aycock.
Fourth District — E. McK. Goodwin.
Fifth District — H. G. Chatham.
Sixth District — M. C. S. Noble.
Seventh District — A. C. McAllister.
Eighth District — Dr. J. M. Spainhour.
Ninth District — R. D. Gilmer.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives informing the Senate that that honorable body had passed H. B. 382, S. B. 1168, bill to incorporate the town of Davidson, Mecklenburg County, which was read the first time and placed on the Calendar.

On motion of Mr. Aycock, the Senate took a recess until this afternoon at 4 o'clock.

Evening Session.

The Senate met at 4 o'clock P. M., pursuant to adjournment, Senator Turner of Iredell in the chair.

Mr. Ardrey, by unanimous consent, introduced S. R. 1182, resolution to elect members of the Board of Agriculture. The resolution was adopted and ordered to be transmitted to the House of Representatives without engrossment.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 1077, bill to prohibit the sale of spirituous liquors within two miles of Madison Seminary Baptist Church and school, in Madison County, on its second reading.

The bill passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 1073, bill to prohibit the sale of spirituous liquors within three miles of Upper Laurel Methodist and Baptist Churches in Madison County on its second reading.

The bill passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 648, S. B. 853, bill to establish a graded school for the town of Concord, on its third reading.

The bill passed its third reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Bell, Bowers, Bryan, Chesson, Davis of Franklin, Davis of Haywood, Durham, Hobson, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid Russell, Shankle, Sprinkle, Stanford, Turner, Twitty, Wilcox and Williams — 26.

The bill was ordered to be enrolled.

S. B. 1130, bill to incorporate the Northampton and Hertford Railroad Company, passed its third reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Bell, Bishop, Bowers, Bryan, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Rose, Russell, Sprinkle, Stanford, Turner, Twitty, Wilcox and Williams — 28.

The bill was ordered sent to the House of Representatives without engrossment.

H. B. 772, S. B. 910, bill to amend the laws relating to the charter of Fayetteville, passed its third reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Bell, Bishop, Bowers, Bryan, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Greene of Harnett, Hobson, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Russell, Shankle, Sprinkle, Stanford, Turner, Twitty, Wilcox and Williams — 28.

The bill was ordered to be sent to the House of Representatives without engrossment for concurrence in Senate amendment.

S. B. 1076, bill to incorporate the town of Whiteville in Columbus County, passed its third reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Atwater, Bell, Bishop, Bowers, Bryan, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Sprinkle, Stanford, Turner, Twitty and Wilcox — 28.

The bill was ordered sent to the House of Representatives without engrossment.

H. B. 774, S. B. 1123, bill in relation to public schools in the city of Asheville, passed its second reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Bell, Bowers, Bryan, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Greene of Harnett, Greene of Wake, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Parker, Reid, Russell, Skinner, Stanford, Turner, Twitty, Wilcox and Williams — 28.

H. B. 853, S. B. 1043, bill declaring the Virginia line a lawful fence, passed its second and third readings and was ordered to be enrolled.

H. B. 966, S. B. 1002, bill to amend chapter 21, Laws of 1885, entitled the charter of the town of Oxford, passed its second and third readings and was ordered to be enrolled.

H. B. 554, S. B. 944, bill to amend section 2, chapter 73, Private Acts of 1873–'74, passed its second and third readings and was ordered to be enrolled.

S. B. 955, bill for the relief of Maney's Neck Township in Hertford County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 801, S. B. 1062, bill to incorporate the Asheville and Weaverville Dummy Road Company, passed its second and third readings and was ordered to be enrolled.

S. R. 1179, resolution for the relief of Mrs. Louisa Lee of Durham County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 969, S. B. 1034, bill to incorporate the Asheville Ice and Coal Company, passed its second and third readings and was ordered to be enrolled.

H. B. 995, S. B. 1127, bill to amend sections 2 and 4 of chapter 475, Laws of 1887, passed its second and third readings and was ordered to be enrolled.

H. B. 556, S. B. 982, bill to incorporate the two academies of Asheland, passed its second and third readings and was ordered to be enrolled.

H. B. 1014, S. B. 1151, bill to provide for a tax-collector in the several counties of the State, passed its second and third readings and was ordered to be enrolled.

H. B. 993, S. B. 1030, bill to incorporate Union Cotton Mills, passed its second and third readings and was ordered to be enrolled.

H. B. 883, S. B. 1110, bill to incorporate the Commercial Club, passed its second and third readings and was ordered to be enrolled.

S. R. 1170, resolution to pay Fred. Keuster forty-one dollars and thirty cents for repairs on Capitol building and for sundry articles furnished, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 1174, bill to allow compensation to the Sheriff of Wayne County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 571, S. B. 899, bill to levy an assessment upon the real estate in stock-law bounds in Johnston County, passed its second reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Bell, Bellamy, Bishop, Bowers, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Harnett, Greene of Wake, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Reid, Russell, Shankle, Skinner, Stanford, Turner, Twitty and Wilcox — 31.

H. B. 554, S. B. 944, bill to amend section 2, chapter 73, Private Acts of 1873–'74, on its second reading.

Mr. Durham moved to amend:

"*Provided*, the new territory lying in the angle formed by the crossing of the Richmond and Danville Railroad and the Yorkville public road included in this bill shall not be

subject to any indebtedness now standing against the town of Kings Mountain under the old corporation.

The amendment was adopted and the bill passed its second and third readings, and was ordered to be sent to the House of Representatives without engrossment for concurrence in Senate amendment.

S. B. 1021, bill to incorporate the Far Creek Oyster Company, upon its second reading.

The Committee on Fish and Fisheries reported an amendment as follows:

"*Provided*, that the said corporation shall at no time acquire or hold more oyster land than the combined number of acres allowed by the laws of this State to be held by the stockholders in their individual capacity."

The amendment was adopted, and the bill, as amended, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment for concurrence in Senate amendment.

S. B. 1138, bill to amend chapter 312, Laws of 1889, in regard to the use of dynamite in the French Broad river and its tributaries, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 1082, bill to amend section 6 of an act entitled an act to incorporate the North Carolina Land and Lumber Company, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 1008, bill to incorporate the Mutual Insurance and Aid Society of Wilmington, N. C., passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 308, bill to amend section 1, chapter 311, Laws of 1889, in regard to fishing in Roanoke river, on its second reading.

Mr. Lucas moved to lay on the table.

The motion to table prevailed.

H. B. 764, S. B. 868, bill to prevent obstructions placed in Town creek in Edgecombe County, passed its second and third readings and was ordered to be enrolled.

H. B. 870, S. B. 1047, bill relating to baled cotton, passed its second and third readings and was ordered to be enrolled.

S. B 879, bill to regulate fishing in Lake Scuppernong, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

H. B. 536, S. B. 942, bill in relation to water-fences in Pamlico County, passed its second and third readings and was ordered to be enrolled.

H. B. 582, S B. 986, bill to repeal section 3111, chapter 32 of *The Code*, in relation to local option, on its second reading.

Mr. Paine moved to lay the bill on the table, which motion prevailed.

S. B. 929, bill to create and establish a public ferry across Rocky river, on its second reading.

Mr. Greene of Wake moved to lay the bill on the table, which motion prevailed.

H. B. 875, S. B. 998, bill to prevent the destruction of public gates in Lenoir County, passed its second and third readings and was ordered to be enrolled.

H. B. 555, S. B. 946, bill to incorporate the Patterson Run Church in Cleveland County, passed its second and third readings and was ordered to be enrolled.

H. B. 558, S. B. 943, bill to incorporate Pilgrim Church in Davidson County, passed its second and third readings and was ordered to be enrolled.

H. B. 665, S. B. 985, bill to authorize the County Commissioners of Alamance County to sell court-house property, passed its second and third readings and was ordered to be enrolled.

S. B. 920, bill to punish persons who induce others by fraudulent representation to purchase fruit trees and grape

vines, on its second reading. Failed to pass its second reading.

S. B. 706, bill to amend section 1, chapter 362, Laws of 1889.

Mr. Gilman offered a substitute for the bill, which was lost.

The bill, on its second reading, failed to pass.

Mr. Paine moved to reconsider the vote by which S. B. 920 failed to pass its second reading, which motion prevailed, and the bill passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

REPORT OF COMMITTEE.

From the Committee on Corporations:

By Mr. Bellamy, S. B. 1132, bill to incorporate the Jones and Onslow Tram-way Company, recommending that it do pass.

THE CALENDAR

was resumed.

S. B. 1134, bill to amend chapter 308, Private Laws of 1889, passed its second and third readings and was ordered to be enrolled.

S. B. 1144, bill to protect owners of live stock from loss by railroad companies, unless the said companies enclose their roads by lawful fences, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

S. B. 472, bill to amend chapter 24, Private Laws of 1879, relating to fishing in the tributaries of Neuse river, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 1175, bill to amend section 3646 of *The Code* in regard to printing increased number of Auditor's and Treasurer's reports, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 1024, bill to amend chapter 56, Private Laws of 1889, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 925, bill to prevent the obstruction of Swift Creek, Edgecombe County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 791, bill to amend section 5 of chapter 198 of the Laws of 1889, relating to the pension law, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

H. B. 1244, S. B. 1150, bill to amend an act ratified by the present General Assembly the 6th day of February, 1891, amendatory of section 2834 of *The Code*, passed its second and third readings and was ordered to be enrolled.

H. B. 519, S. B. 812, bill to incorporate the Mt. Airy Light and Power Company, passed its second and third readings and was ordered to be enrolled.

H. B. 727, S. B. 895, bill to transfer certain records and documents from the county of Forsyth to the county of Stokes, passed its second and third readings and was ordered to be enrolled.

S. B. 1139, bill to amend section 2250 of *The Code*, failed to pass its second reading.

By consent,

Mr. Morgan reported from the Committee on Finance:

H. B. 920, S. B. 1153, bill to levy a special tax in Lenoir County, recommending it do pass.

By consent,

The following bills and resolutions were introduced and disposed of as follows:

By Mr. Ardrey, S. R. 1182, resolution to elect members of the Board of Agriculture. Placed on the Calendar.

By Mr. Avery, S. B. 1183, bill to incorporate the Johnson City, Tenn., and Greensboro, N. C., Railroad Company. Placed on the Calendar.

By Mr. Avery, bill to authorize the Board of Commissioners of Burke County to levy a special tax. Placed on the Calendar.

By Mr. Bellamy, bill to create the office of Chief of the Fire Department of the city of Wilmington distinct from that of Chief of Police. Placed on the Calendar.

By Mr. King, S. R. 1186, resolution of instruction to Secretary of State, requiring him to have Railroad Commission Act printed for distribution. Placed on the Calendar.

THE CALENDAR

was resumed.

S. B. 1017, bill to levy a special tax for Greene County, passed its second reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, Sprinkle, Turner, Walser, White, Wilcox and Williams—36.

H. B. 1182, S. B. 1037, bill to incorporate the Cape Fear and Northern Railway Company, on its second reading.

The amendments reported by the Committee on Internal Improvements were adopted.

The bill passed its second reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Culbreth, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, Mitchell, Morgan, Paine, Parker, Reid, Rose, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White and Wilcox — 36.

By consent,

Mr. Twitty, from the Committee on Corporations reported

H. B. 705, S. B. 1158, bill to incorporate the Oxford and Coast-Line Railroad Company, recommending it do pass.

H. B. 1246, S. B. 1167, bill to incorporate the Norwood and Rockingham Railroad Company, passed its second reading, ayes 37, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White and Wilcox — 39.

H. B. 916, S. B. 989, bill to authorize the Commissioners for the town of Concord to issue bonds, passed its second reading, ayes 41, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Culbreth, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White and Wilcox — 41.

H. B. 915, S. B. 936, bill to amend the charter of the town of Concord and to repeal section 4, chapter 46, Private Laws of 1889, passed its second reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Butler, Chesson, Culbreth, Davis of Haywood, Galloway, Gilman, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Shankle, Sprinkle, Stanford, Turner, Twitty, Walser, White and Wilcox — 33.

H. B. 920, S. B. 1153, bill to levy special tax in Lenoir County, passed its second reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Chesson, Culbreth, Davis of Haywood, Galloway, Greene of Harnett, Greene of Wake, Hobson, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White and Wilcox — 36.

H. B. 922, S. B. 1095, bill to amend the charter of the town of Randleman, passed its second reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Butler, Culbreth, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, Paine, Parker, Reid, Rose, Russell, Speight, Stanford, Turner, Twitty, Walser, White and Wilcox — 30.

H. B. 1108, S. B. 1094, bill to authorize the Commissioners of Nash County to levy a special tax in the stock-law territory, passed its second reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bull, Butler, Chesson, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, Hobson, Lucas, McLarty, Paine, Parker, Reid, Rose, Russell, Shankle, Sprinkle, Stanford, Turner, Twitty, Walser and White — 33.

H. B. 546, S. B. 898, bill to authorize the Commissioners of Leaksville, N. C., to issue bonds, passed its second reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Atwater, Avery, Bell, Butler, Chesson, Culbreth, Davis of Haywood, Freeman, Galloway,

Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLarty, Paine, Parker, Reid, Russell, Shankle, Sprinkle, Turner, Twitty, Walser, White and Wilcox -- 28.

H. B. 835, S. B. 914, bill to authorize the Commissioners of Montgomery County to issue bonds, passed its second reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Atwater, Avery, Bull, Butler, Culbreth, Davis of Haywood, Freeman, Gilman, Greene of Harnett, Grigsby, Hobson, Lucas, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle Speight, Sprinkle, Turner, Twitty, Walser, White and Wilcox — 29.

H. B. 903, S. B. 1041, bill to continue in force chapter 185 of the Laws of 1883, and to extend the time within which the incorporators of the Hoffman and Troy Railroad Company may organize the company, passed its second reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White and Wilcox — 36.

S. B. 1135, bill to amend the charter of the town of Tryon, Polk County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 791, S. B. 1121, bill to authorize the establishment of homes for indigent children, and to regulate the management of the same, passed its second reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston Ardrey, Atwater, Avery, Aycock, Bellamy, Bowers, Butler, Chesson, Culbreth, Davis

of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Grigsby, Hobson, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Sprinkle, Turner, Twitty, Walser, White, Wilcox and Williams — 36.

H. B. 735, S. B. 1158, bill to incorporate the Oxford and Coast Line Railroad Company, passed its second reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Atwater, Avery, Aycock, Bishop, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Freeman, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Paine, Parker, Reid, Rose, Russell, Shankle, Sprinkle, Stanford, Turner, Twitty, Walser, White and Williams — 33.

S. B. 1140, bill to incorporate the Farmers' Railroad Company, passed its second reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bryan, Bull, Butler, Chesson, Davis of Franklin, Davis of Haywood, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLarty, Morgan, Paine, Parker, Reid, Rose, Shankle, Speight, Sprinkle, Stanford, Turner, Twitty, Walser and White — 33.

S. R. 1186, resolution of instruction to Secretary of State, requiring him to have Railroad Commission Act printed for distribution, was adopted and ordered sent to the House of Representatives without engrossment.

H. B. 831, S. B. 912, bill to amend the charter of the town of Salisbury so as to provide and put in a system of sewerage in said town and for other purposes, passed its second reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Avery, Aycock, Bishop, Bowers, Bull, Butler, Chesson, Davis of Franklin, Davis of Haywood, Gilman, Grigsby, Hobson, Lucas, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Sprinkle,

Stanford, Turner, Twitty, Walser, Wilcox and Williams — 30.

H. B. 897, S. B. 1052, bill to incorporate the Hendersonville and Brevard, Railroad, Telegraph and Telephone Company, on its second reading.

The amendments recommended by the Committee on Internal Improvements were adopted.

The bill passed its second reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Avery, Aycock, Bellamy, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Grigsby, Hobson, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Sprinkle, Turner, Twitty, Walser, White and Wilcox — 31.

H. B. 713, S. B. 947, bill to authorize the Board of County Commissioners of Brunswick County to issue bonds to build a jail, etc., passed its second reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Avery, Bellamy, Bowers, Butler, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Grigsby, Hobson, Lucas, Mitchell, Morgan, Paine, Parker, Reid, Shankle, Speight, Sprinkle, Stanford, Turner, Twitty, White and Wilcox — 26.

H. B. 847, S. B. 904, bill to amend chapter 170, Laws of 1889, entitled an act to incorporate the town of Bakersville in the county of Mitchell, passed its second reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Avery, Aycock, Bishop, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLarty, Mitchell,

Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, Sprinkle, Stanford, Twitty, Walser and White — 33.

H. B. 531, S. B. 903, bill to incorporate the town of Montezuma in the county of Mitchell, passed its second reading, ayes 32, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bl den, Allen of Granville, Alston, Ardrey, Avery, Bishop, Bowers, Bryan, Butler, Chesson, Culbreth, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Sprinkle, Stanford, Twitty, Walser, White and Wilcox — 32.

Mr. Aycock moved to take from the table S. B. 424, bill for the relief of the sureties of Luby Harper, former Sheriff of Greene County. Adopted.

S. B. 424, bill for the relief of the sureties of Luby Harper, former Sheriff of Greene County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 650, S. B. 854, bill to authorize and empower the Board of County Commissioners of Anson County to issue bonds to complete and repair court-house, and repair the jail, passed its second reading, ayes 35, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Bellamy, Bishop, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Shankle, Speight, Stanford, Turner, Twitty, Walser, White and Wilcox — 35.

S. B. 961, bill to authorize the collection of certain unpaid taxes in Moore County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 964, S. B. 1044, bill to incorporate the town of Shawneehaw in the county of Watauga, N. C., passed its second reading, ayes 39, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bellamy, Bishop, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser and White — 39.

H. B. 721, S. B. 866, bill to amend the charter of the town of Washington, N. C., passed its second reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bell, Bishop, Bowers, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Grigsby, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Turner, Twitty, Walser and Wilcox — 34.

H. B. 786, S. B. 1053, bill to authorize the Commissioners and Justices of the Peace of Stokes County to levy a special tax, passed its second reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Avery, Aycock, Bellamy, Bull, Butler, Chesson, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Shankle, Speight, Turner, Twitty and Walser — 30.

S. B. 1025, bill to incorporate the town of Essex in Halifax County, passed its second reading, ayes 34, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bishop, Bowers, Bull, Butler, Chesson, Cul-

breth, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Turner, Twitty, Walser, White and Wilcox — 34.

S. B. 1132, bill to incorporate the Jones and Onslow Tramway Company, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 669, S. B. 901, bill to authorize the Commissioners of Chowan County to levy a special tax, passed its second reading, ayes 39, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bellamy, Bishop, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 39.

H. B. 639, S. B. 970, bill to empower the Commissioners of Carteret County to levy a special tax, passed its second reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Avery, Aycock, Bellamy, Butler, Chesson, Culbreth, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, Wilcox and Williams — 35.

H. B. 517, S. B. 720, bill to authorize the Commissioners of Granville County to issue bonds, passed its second reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Butler,

Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Turner, Twitty, Walser, White and Williams — 36.

H. B. 879, S. B. 941, bill to permit the town of Madison in Rockingham County to issue bonds and levy a special tax, passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bowers, Butler, Chesson, Culbreth, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, Lucas, McLarty, Mitchell, Morgan Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty and Williams — 32.

H. B. 738, S. B. 863, bill to locate the State line between Graham County and the State of Tennessee, passed its second and third readings and was ordered to be enrolled.

H. B. 530, S. B. 684, bill to incorporate the Interstate Construction Company.

The Committee on Corporations recommended amendments, which were adopted.

The bill passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

H. B. 846, S. B. 938, bill to amend the charter of the town of Edenton, passed its second and third readings and was ordered to be enrolled.

S. B. 1014, bill to amend chapter 238, Laws of 1887, relating to the drainage of water-courses in Guilford County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 1009, bill for the relief of J. J. Bennett, of Ashe County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 1136, bill to provide for erecting steps to the Executive Mansion, on its second reading.

Mr. Lucas demanded the ayes and noes, which was sustained, and the bill passed its second reading, ayes 22, noes 17, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Atwater, Bell, Bowers, Bryan, Bull, Butler, Culbreth, Davis of Franklin, Durham, Freeman, Greene of Wake, Paine, Rose, Russell, Sprinkle, Stanford, Walser and Wilcox — 22.

Those voting in the negative were:

Messrs. Ardrey, Avery, Aycock, Bellamy, Bishop, Chesson, Davis of Haywood, Galloway, Greene of Harnett, Hobson, King, Lucas, Parker, Reid, Shankle, Speight and White — 17.

H. B. 1083, bill for the relief of W. F. Shaw, ex-Sheriff of Yadkin County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

On motion of Mr. Lucas, the Senate adjourned to meet to-morrow morning at 10 o'clock.

FORTY-NINTH DAY.

SENATE CHAMBER, Wednesday, March 4, 1891.

The Senate met pursuant to adjournment, Mr. Turner of Iredell in the chair.

The Journal of Tuesday was approved.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Judiciary:

By Mr. Morgan, S. B. 1143, bill concerning the printing of records in cases of appeal to the Supreme Court, recommending that it do not pass.

By Mr. Parker, S. B. 1084, H. B. 1197, bill to amend section 3383 of *The Code*, recommending that it do pass;

H. B. 1002, S. B. 1166, bill to validate the probate of a deed from Henry Richards and others to A. H. Jones and others, recommending that it do pass.

From the Committee on Library:

By Mr. Bryan, S. R. 333, resolution to supply Rutherford College with certain publications, recommending that it do pass.

From the Committee on Agriculture, Mechanics and Mining:

By Mr. Green of Wake, H. B. 959, S. B. 1112, bill to regulate the sale of seed cotton in Mecklenburg County, recommending that it do pass.

By Mr. Williams, H. B. 199, S. B. 1192, bill to protect seed buyers in North Carolina, recommending that it do pass.

From the Committee on Education:

By Mr. Paine, S. B. 1064, bill to amend chapter 174 of the Laws of 1885, in regard to County Boards of Education, recommending that it do pass.

From the Committee on Internal Improvements:

By Mr. Butler, S. B. 1086, bill to incorporate the Piedmont Springs Railroad and Improvement Company, recommending amendments, and, as amended, that it do pass.

From the Committee on Salaries and Fees:

By Mr. Allen of Granville, H. B. 567, S. B. 1049, bill to establish a scale of fees for the Register of Deeds for the county of Pitt, recommending that it do pass.

By Mr. Atwater, H. B. 568, S. B. 1122, bill to establish a scale of fees for the Clerk of the Superior Court of the county of Pitt, recommending that it do pass.

From the Committee on Propositions and Grievances:

By Mr. Twitty, S. B. 1142, bill to change the dividing line between the counties of Ashe and Wilkes, recommending that it do pass.

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 358, H. B. 748, an act to incorporate the North Carolina Society for the Prevention of Cruelty to Children and Animals;

S. B. 1029, H. B. 947, an act to define the words "swamp lands," as the same are employed in the statutes of this State in respect to the entry and grant of lands and the lands appropriated and belonging to the State Board of Education.

S. B. 587, H. B. 1385, an act to amend chapter 459, Laws of 1889;

S. B. 527, H. B. 1437, an act to create Salem Township, Granville County;

H. B. 556, S. B. 982, an act to re-enact and amend chapter 65, Laws 1854 and 1855, entitled an act to incorporate two academies in the town of Asheboro;

H. B. 799, S. B. 974, an act to incorporate the town of Portia in McDowell County;

H. B. 995, S. 1127, an act to amend sections 2 and 4 of chapter 425, Laws of 1887, entitled an act to incorporate the C. E. Graham Manufacturing Company;

H. B. 846, S. B. 938, an act supplemental to an act entitled an act amending the charter of the town of Edenton;

H. B. 738, S. B. 863, an act to locate the State line between Graham County, N. C., and the State of Tennessee;

H. B. 536, S. B. 942, an act in relation to water fences in Pamlico County;

H. B. 558, S. B. 943, an act to incorporate Pilgrim Church in Davidson County;

H. B. 883, S. B. 1110, an act to incorporate the Commercial Club;

H. B. 996, S. B. 1034, an act to incorporate the Asheville Ice and Coal Company;

H. B. 1397, S. B. 543, an act to require railroads to redeem unused tickets;

S. B. 1129, H. B. 1390, an act supplemental to an act of this General Assembly ratified 28th of February, 1891, entitled an act to amend the charter of the city of Asheville;

H. B. 516, S. B. 690, an act to incorporate Greenville Land and Improvement Company;

H. B. 1036, S. B. 916, an act to amend chapter 29, Private Laws of North Carolina, enacted at the session of 1889;

H. B. 431, S. B. 972, an act to amend the charter of the town of Highlands, Macon County;

S. B. 384, H. B. 889, an act to incorporate Mount Olive Railroad and Lumber Company;

H. B. 575, S. B. 832, an act to amend the charter of Bryson City, N. C.;

H. B. 853, S. B. 1043, an act declaring the Virginia line a lawful fence;

H. B. 1244, S. B. 1150, an act to amend an act ratified by the present General Assembly February 6, 1891, amendatory of section 2834 of *The Code;*

H. B. 727, S. B. 895, an act to transfer certain records and documents from the county of Forsyth to the county of Stokes;

H. B. 1015, S. B. 990, an act to incorporate the town of Buena Vista in the county of Buncombe;

H. B. 655, S. B. 857, an act to amend the charter of the Atlanta, Asheville and Baltimore Railway Company;

S. B. 623, H. B. 1254, an act to change the Superior Courts of Greene County;

S. B. 958, H. B. 1344, an act to authorize the Board of Commissioners of McDowell County to levy a special tax;

H. B. 966, S. B. 1002, an act to amend the charter of the town of Oxford — chapter 21, Private Acts of 1885;

H. B. 764, S. B. 868, an act to prevent obstructions being placed in Town Creek in the county of Edgecombe;

H. B. 563, S. B. 945, an act to amend the charter of the town of Henderson;

H. B. 801, S. B. 1062, an act to incorporate the Asheville and Weaverville Dummy Road Company;

H. B. 870, S. B. 1047, an act relating to the sale of baled cotton;

S. B. 481, H. B. 1151, an act to incorporate the Concord Southern Railroad Company;

S. B. 1088, H. B. 1386, an act to incorporate the South Atlantic University;

H. B. 648, S. B. 853, an act to establish graded schools in the town of Concord, N. C.;

H. B. 1093, S. B. 631, an act to regulate fishing with seines in the waters of Roanoke River;

H. B. 875, S. B. 998, an act to prevent the destruction of public gates in Lenoir County;

H. B. 1014, S. B. 1151, an act to provide for the office of tax-collector in the several counties in this State;

H. B. 555, S. B. 946, an act to incorporate Patterson's Grove Church in Cleveland County;

H. B. 739, S. B. 638, an act to incorporate the Fayetteville Compress and Storage Company;

S. B. 544, H. B. 1221, an act for the relief of J. R. Beaman, County Treasurer of Sampson County, and J. B. Troy, County Treasurer of Cumberland County;

H. B. 188, S. B. 185, an act to incorporate the town of North Wilkesboro, county of Wilkes;

H. B. 1206, S. B. 603, an act to amend the charter of the town of Jonesboro in Moore County;

H. B. 845, S. B. 897, an act to authorize the Commissioners of Person County to issue bonds to pay the indebtedness of the county;

H. B. 977, S. B. 1001, an act to provide for working the public roads and highways in Clay and other counties.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Rose, S. B. 1215, bill to authorize the Treasurer of Johnston County to pay a certain school claim. Placed on the Calendar.

By Mr. Stanford, S. B. 1216, bill to amend article 2, section 28 of the Constitution of North Carolina in relation to the reduction of compensation of members of the General Assembly of North Carolina. Referred to the Committee on Salaries and Fees.

By Mr. Greene of Harnett, S. R. 1217, resolution relative to retaining *The Code* and Laws of 1885, 1887 and 1889. Placed on the Calendar.

By Mr. Chesson, S. B. 1218, bill to amend the charter of Plymouth. Placed on the Calendar.

By Mr. Bishop, S. B. 1219, bill to amend chapter 151, Laws of 1883, and chapter 78, Laws of 1887, in relation to the relief of the Sheriff of Vance County. Placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 1017, bill to levy a special tax for Greene County, on its third reading.

The bill passed its third reading, ayes 29, noes --, as follows, and was ordered engrossed and sent to the House of Representatives.

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Atwater, Bell, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty,

Rose, Shankle, Speight, Sprinkle, Stanford, Turner, Twitty, Walser and Wilcox — 29.

H B. 721, S. B. 866, bill to amend the charter of the town of Washington, on its third reading.

The bill passed its third reading, ayes 29, noes --, as follows, and was ordered enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Bell, Bryan, Bull, Butler, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Rose, Russell, Shankle, Speight, Sprinkle, Stanford, Twitty, White and Wilcox — 29.

H. B. 791, S. B. 1121, bill to authorize the establishment of homes for indigent children and to regulate the management of the same, on its third reading.

The bill passed its third reading, ayes 30, noes --, as follows, and was ordered enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Bell, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Grigsby, Hobson, King, McLean, McLarty, Morgan, Rose, Russell, Shankle, Sprinkle, Stanford, Twitty, White and Wilcox — 30.

H. B. 786, S. B. 1053, bill to authorize the Commissioners and Justices of the Peace of Stokes County to levy a special tax, on its third reading.

The bill passed its third reading, ayes 30, noes --, as follows and was ordered to be enrolled.

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Bell, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Grigsby, Hobson, King, McLean,

McLarty, Rose, Shankle, Speight, Sprinkle, Stanford, Twitty, White, Wilcox and Williams—30.

S. R. 1217, resolution relative to retaining *The Code* and Laws of 1885, 1887 and 1889 was adopted and ordered to be sent to the House of Representatives for concurrence without engrossment.

S. B. 1025, bill to incorporate the town of Essex, Halifax County, on its third reading.

The bill passed its third reading, ayes 29, noes --, as follows, and was ordered to be engrossed and sent to the House of Representatives for concurrence:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, Mitchell, Paine, Shankle, Speight, Stanford, Twitty, White and Wilcox — 29.

H. B. 713, S. B. 947, bill to authorize the Commissioners of Brunswick County to issue bonds to build a jail, etc., on its third reading.

The bill passed its third reading, ayes 26, noes --, as follows and was ordered to be enrolled for ratification:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Ardrey, Bishop, Bowers, Bryan, Butler, Chesson, Davis of Franklin, Davis of Haywood, Freeman, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Morgan, Rose, Russell, Shankle, Speight, Stanford, Twitty, White and Wilcox — 26.

H. B. 669, S. B. 901, bill to authorize the Commissioners of Chowan County to levy a special tax, passed its third reading, ayes 31, noes --, as follows and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Bell, Bishop, Bowers, Bryan, Butler, Chesson, Davis

of Franklin, Davis of Haywood, Freeman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Morgan, Rose, Shankle, Speight, Sprinkle, Stanford, Twitty, White, Wilcox and Williams — 31.

H. B. 920, S. B. 1153, bill to levy special tax in Lenoir County, passed its third reading, ayes 31, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Bell, Bishop, Bowers, Bryan, Butler, Chesson, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Morgan, Rose, Shankle, Speight, Sprinkle, Stanford, Twitty, White, Wilcox and Williams — 31.

H. B. 1182, S. B. 1037, bill to incorporate the Cape Fear and Northern Railroad Company, on its third reading.

The amendments submitted by the Committee on Corporations were adopted.

The bill passed its third reading, ayes 27, noes --, as follows, and the amendments were ordered to be engrossed and sent to the House of Representatives for concurrence:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Bell, Bishop, Bowers, Bryan, Butler, Courts, Culbreth, Davis of Haywood, Freeman, Greene of Harnett, Greene of Wake, Hobson, King, McLarty, Morgan, Rose, Shankle, Speight, Sprinkle, Stanford, Twitty and Wilcox—27.

H. B. 735, S. B. 1158, bill to incorporate the Oxford and Coast Line Railroad Company, passed its third reading, ayes 33, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Bell, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Rose,

Russell, Shankle, Sprinkle, Stanford, Twitty, White and Wilcox — 33.

H. B. 903, S. B. 1041, bill to continue in force chapter 185 of the Laws of 1883, and to extend the time within which the incorporators of the Hoffman and Troy Railroad Company may organize the company, etc., passed its third reading, ayes 31, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs Allen of Bladen, Allen of Granville, Alston, Bell, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Mitchell, Morgan, Rose, Russell, Shankle, Speight, Sprinkle, Stanford, Twitty, Walser, White and Wilcox — 31.

S. B. 959, bill to regulate the damage to be awarded the parties whose stock may be killed or injured by railroads, on its second reading.

The amendments submitted by the Committee on Judiciary were adopted.

The bill passed its second and third readings and was ordered to be sent to the House of Representatives for concurrence without engrossment.

H. B. 639, S. B. 970, bill to empower the Commissioners of Carteret County to levy a special tax, on its third reading.

The bill passed its third reading, ayes 32, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Bell, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, McLean, Mitchell, Morgan, Rose, Russell, Shankle, Speight, Sprinkle, Stanford, Twitty, White, Wilcox and Williams — 32.

H. B. 517, S. B. 720, bill to authorize the Councilmen of the town of Greenville to issue bonds, on its third reading.

The bill passed its third reading, ayes 29, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Atwater, Bell, Bishop, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Mitchell, Morgan, Russell, Speight, Sprinkle, Stanford, Twitty White and Wilcox — 29.

H. B. 879, S. B. 941, bill to permit the town of Madison, Rockingham County, to issue bonds and levy a special tax, passed its third reading, ayes 26, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Granville, Atwater, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, Hobson, Mitchell, Morgan, Russell, Shankle, Speight, Sprinkle, Stanford, Twitty, White, Wilcox and Williams — 26.

H. B. 835, S. B. 914, bill to authorize the Commissioners of Montgomery County to issue bonds, passed its third reading, ayes 32, noes --, as follows, and was ordered to be enrolled.

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Bell, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Hobson, King, Mitchell, Morgan, Russell, Shankle, Sprinkle, Stanford, Twitty, White, Wilcox and Williams — 32.

H. B. 546, S. B. 898, bill to authorize the Commissioners of Leaksville to issue bonds, passed its third reading, ayes 32, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Bell, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth,

Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Wake, Hobson, King, McLean, Mitchell, Morgan, Paine, Russell, Shankle, Speight, Stanford, Twitty, White, Wilcox and Williams — 32.

H. B. 922, S. B. 1095, bill to amend the charter of the town of Randleman, passed its third reading, ayes 32, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Bell, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Harnett, Greene of Wake, Hobson, King, McLean, McLarty, Mitchell, Morgan, Russell, Shankle, Speight, Sprinkle, Stanford, Twitty, White, Wilcox and Williams — 32.

H. B. 1108, S. B. 1094, bill to authorize the Commissioners of Nash County to levy a special tax in stock-law territory, passed its third reading, ayes 32, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Atwater, Bell, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Hobson, King, McLean, McLarty, Mitchell, Morgan, Russell, Shankle, Stanford, Turner, White, Wilcox and Williams — 32.

H. B. 847, S. B. 904, bill to amend chapter 170, Laws of 1889, entitled an act to incorporate the town of Bakersville, Mitchell County, passed its third reading, ayes 33, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Bell, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, McLean, McLarty, Mitchell, Paine, Shankle, Speight, Sprinkle, Stanford, Twitty, White, Wilcox and Williams—33.

H. B. 531, S. B. 903, bill to incorporate the town of Montezuma, Mitchell County, passed its third reading, ayes 30, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Bell, Bowers, Bryan, Bull, Butler, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, McLean, McLarty, Mitchell, Shankle, Speight, Sprinkle, Stanford, Twitty and White — 30.

H. B. 964, S. B. 1044, bill to incorporate the town of Shawneehaw, Watauga County, passed its third reading, ayes 33, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, McLean, McLarty, Mitchell, Morgan, Reid, Shankle, Skinner, Sprinkle, Stanford, Turner, Twitty, White, Wilcox and Williams — 33.

H. B. 774, S. B. 1123, bill in relation to public school in the city of Asheville, passed its third reading, ayes 33, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Bell, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, McLean, McLarty, Mitchell, Morgan, Reid, Russell, Shankle, Sprinkle, Stanford, Twitty, White, Wilcox and Williams — 33.

H. B. 650, S. B. 854, bill to authorize and empower the Board of County Commissioners of Anson County to issue bonds to complete and repair court-house and repair jail, passed its third reading, ayes 32, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Bell, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLean, McLarty, Reid, Rose, Shankle, Speight, Sprinkle, Stanford, Twitty, White, Wilcox and Williams — 32.

H. B. 1246, S. B. 1167, bill to incorporate the Norwood and Rockingham Railroad Company, passed its third reading, ayes 34, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Bell, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, McLean, McLarty, Mitchell, Reid, Rose, Russell, Shankle, Speight, Sprinkle, Stanford, Twitty, White, Wilcox and Williams—34.

H. B. 692, S. B. 1213, bill to amend the charter of the Atlantic and North Carolina Railroad Company, on its second reading.

On motion of Mr. Bellamy, the bill was recommitted to the Committee on Judiciary.

S. B. 1219, bill to amend chapter 150, laws of 1883, and chapter 78, Laws of 1887, in relation to the Sheriff of Vance County, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

Mr. Turner moved that the Senate resolve itself into committee of the whole upon H. B. 1070, S. B. 1027, bill to raise revenue.

The motion was agreed to and the Senate went into committee of the whole, with Mr. Turner in the chair.

The committee having risen, Mr. Turner reported the bill back to the Senate with amendments, and recommended that the bill, as amended, do pass.

The amendment offered by Mr. Bellamy, to-wit:

"Strike out all after the word county in line 10, section 35, down to the end of said section, and insert the words 'for the benefit of the school fund of the county,'"

Was adopted.

Mr. Bellamy moved to amend section 22:

Strike out section 22 and insert the following:

"SECTION 22. There shall be an annual specific license tax on every wholesale and on every retail merchant, manufacturer and trader, as the same are herein classified and defined as follows: On every wholesale merchant or trader and on every wholesale manufacturer twenty-five dollars. On every retail merchant or trader and on every retail manufacturer two and one-half ($2\frac{1}{2}$) dollars.

"A wholesale merchant or trader is defined to be one who sells goods, wares or merchandise of any kind in original packages, and includes cotton buyers, naval store buyers and tobacco buyers.

"A wholesale manufacturer is defined to be one who manufactures and sells goods by wholesale.

"A retail manufacturer is defined to be one who manufactures and sells by retail only.

"A manufacturer, whether wholesale or retail, is defined to be one who transfers any natural product or article into a merchantable commodity and sells the same.

"Every person not included in the foregoing classification who sells any kind of goods, wares or merchandise shall be deemed a retail dealer.

"Whenever a merchant, manufacturer or dealer, as above defined, shall have paid the license in the county where his principal business is conducted, his agent buying in other counties shall be exempt from any license tax, State or county, on his purchases.

"Only one license tax shall be collected from the same person or firm if the business embraced both that of a manufacturer, merchant or trader.

"The time for collecting the license taxes herein provided for, shall be from the first to the twentieth of July.

"Every person subject to such tax who shall fail to pay the same within the twenty days specified shall be liable to a penalty of ten dollars, to be sued for before any Justice of the Peace of the county by the sheriff and for the benefit of the sheriff; and for the collection of every license tax herein provided for the sheriff shall be entitled to receive a fee of twenty-five cents to be paid by the licensee."

Mr. Butler moved to amend the amendment of Mr. Bellamy as follows:

By adding at the end of line eight: "*Provided*, his stock of goods shall be less than one thousand dollars, and five dollars if his stock shall be over one thousand dollars."

The amendment was adopted.

Mr. Aycock demanded the previous question on the substitute. The call was sustained.

Mr. Twitty demanded the ayes and noes, which were ordered, and the amendment was lost, ayes 6, noes 32, as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Bellamy, Bryan, McLean, Speight and Wilcox — 6.

Those voting in the negative were:

Messrs. Allen of Granville, Alston, Atwater, Aycock, Bell, Bishop, Bowers, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, Morgan, Paine, Parker, Reid, Shankle, Skinner, Sprinkle, Stanford, Twitty, Walser and Williams — 32.

The amendment of the committee of the whole, No. 1, as follows — Amend section 32 by striking out the word "may" in line 27 and inserting the word "shall," was adopted.

The amendment of the committee of the whole, as follows — Amend section 20 by inserting in the first line after the word "itinerant," and before the word "medical," "dentists," and in the seventh line after the word "such," and before the word "medical," "dentists," was adopted.

The amendment of the committee of the whole, as follows — Amend by striking out all after the word "county," in line 10, section 35, down to the end of said section, and insert the words, "for the benefit of the school of the county," was adopted.

The bill passed its second reading, ayes 35, noes 1, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Turner, Twitty and White — 35.

Voting in the negative:

Mr. Walser — 1.

Mr. Morgan moved to reconsider the vote by which H. B. 774, S. B. 1123, bill relative to the public schools in the city of Asheville, passed its third reading.

The motion prevailed.

Mr. Morgan moved to amend section 1 by inserting after the word "bonds" in line four, and before the word "for" in line five, the following: "in such amount as the School Committee shall designate as necessary."

The amendment was adopted, and the bill passed its third reading, ayes 33, noes __, as follows, and the amendment

was ordered to be engrossed and sent to the House of Representatives for concurrence:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Hobson, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Stanford, Twitty, Wilcox and Williams — 33.

By consent, Mr. McLean presented a petition asking the prohibition of the sale of liquors within two miles of certain churches, which was read and referred to the Committee on Propositions and Grievances.

By consent, Mr. Rose introduced S. B. 1220, bill to provide for the repairs, improvements and support of certain insane asylums, which was read the first time and placed on the Calendar.

By consent, Mr. Bell introduced S. B. 1221, bill to amend chapter 321, Laws of 1887, which was read the first time and placed on the Calendar.

THE CALENDAR

was resumed, and bills and resolutions were taken up and disposed of as follows:

S. B. 1220, bill to provide for the repairs and improvements and support of certain insane asylums, passed its second and third readings and was ordered to be engrossed and sent to the House of Representatives for concurrence.

H. B. 877, S. B. 1042, bill to authorize the Commissioners of Alamance County to fund the debt of the county by issuing bonds, passed its second reading, ayes 33, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Bell, Bishop, Bowers, Chesson, Courts, Cul-

breth, Davis of Haywood, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Turner, White and Williams — 33.

S. B. 1171, bill to amend an act—chapter 193, Laws of 1883—relative to the graded schools of Wilson, passed its second reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Bell, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Freeman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, Turner and White — 35.

H. B. 719, S. B. 893, bill to provide for the free passage of fish in Catawba river, on its second reading.

The amendment submitted by the Committee on Propositions and Grievances was adopted; the bill passed its second and third readings and was ordered to be engrossed and sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1084, S. B. 1197, bill to amend section 3383 of *The Code*, on its second reading.

The bill passed its second and third readings and was ordered to be enrolled.

S. B. 605, bill to amend chapter 57, Laws of 1881, relating to stock-law district in Harnett County, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

S. B. 1221, bill to amend chapter 221, Laws of 1887, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

By consent, Mr. Ardrey introduced S. B. 1222, bill to render effectual chapter 43, Laws of and Resolutions of the General Assembly of 1889, which was read the first time, and referred to the Committee on Education.

By consent, Mr. King introduced S. B. 1223, bill to incorporate the Greensboro Land and Development Company, which was read the first time and referred to the Committee on Corporations.

H. B. 622, S. B. 906, bill to amend the charter of the town of Pilot Mountain, Surry County, on its second reading.

The amendments submitted by the Committee on Corporations were adopted, the bill passed its second reading, ayes 41, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Aycock, Bell, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 41.

H. B. 1023, S. B. 1120, bill to incorporate the Keystone Mining and Manufacturing Company of Raker City, passed its second and third readings and was ordered to be enrolled.

H. B. 916, S. B. 989, bill to authorize the Commissioners of the town of Concord to issue bonds, passed its third reading, ayes 31, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Aycock, Bell, Bowers, Davis of Franklin, Davis of Haywood, Durham, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLarty, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 31.

H. B. 571, S. B. 899, bill to levy a special tax in a stock-law territory in Johnston County, on its third reading.

The bill was amended by striking out the name of Z. J. Lemay from the provisions of this bill, passed its third reading, ayes 27, noes 3, as follows, and the amendment was

ordered to be engrossed and sent to the House of Representatives:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Atwater, Bell, Bowers, Bryan, Butler, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLean, McLarty, Morgan, Parker, Rose, Shankle, Speight, Stanford, Twitty, White, Wilcox and Williams—27.

Those voting in the negative were:

Messrs. Aycock, Mitchell and Paine—3.

S. B. 1086, bill to incorporate the Piedmont Springs Railroad and Improvement Company, on its second reading.

The amendments submitted by the Committee on Internal Improvements were adopted, the bill passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

H. B. 897, S. B. 1052, bill to incorporate the Hendersonville and Brevard Railroad, Telegraph and Telephone Company, passed its third reading, ayes 44, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Aycock, Bell, Bellamy, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams—44.

H. B. 568, S. B. 1122, bill to establish a scale of fees for the Clerk of the Superior Court of the county of Pitt, passed its second and third readings and was ordered to be enrolled.

H. B. 567, S. B. 1049, bill to establish a scale of fees for the Register of Deeds for the county of Pitt, passed its second and third readings and was ordered to be enrolled.

SPECIAL ORDER.

The hour arrived for the election of Justices of the Peace for the several counties of the State.

Messrs. Twitty and Walser were appointed tellers on the part of the Senate.

The following gentlemen voted for the persons recommended by the Committee on the Election of Justices of the Peace:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Aycock, Bell, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Hobson, King, Lucas, McLean McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Turner, Twitty, White and Wilcox — 35.

Those voting against the persons recommended by the committee were:

Messrs. Bull and Stanford — 2.

Mr. Walser voted against the report of the committee and voted for S. N. Harrison and Darling Cook for Justices of the Peace for Davidson County.

THE CALENDAR

was resumed, and bills and resolutions were taken up and disposed of as follows:

H. B. 968, bill to create a commission to prepare propositions for the amendment and revision of the Constitution, and to revise the laws relating to the organization and regulation of private corporations and other local matters, and the equalization of the assessments for taxation, on its second reading.

Mr. Butler moved that the bill be made a special order for 8:30 o'clock this evening, which motion prevailed.

H. B. 831, S. B. 912, bill to amend the charter of the town of Salisbury, so as to provide and put in operation a system of sewerage and for other purposes, passed its third reading, ayes 34, noes --, as follows, and was ordered enrolled.

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Bell, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Freeman, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Parker, Reid, Russell, Shankle, Speight, Stanford, Twitty, Walser, White, Wilcox and Williams — 34.

H. B. 915, S. B. 936, bill to amend the charter of the town of Concord and to repeal section 4, chapter 46, Private Laws of 1889, passed its third reading, ayes 36, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Aycock, Bell, Bowers, Bryan, Butler, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 36.

H. B. 382, S. B. 1168, bill to incorporate the town of Davidson, Mecklenburg County, passed its second reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Aycock, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Lucas, McLean, McLarty, Mitchell, Parker, Reid, Russell, Shankle, Skinner, Speight, Sprinkle, Twitty, Walser, Wilcox and Williams — 33.

H. B. 99, S. B. 767, bill to amend section 2589 of *The Code*, so as to increase the public school fund to fourteen

cents on property and forty-two cents on polls, passed its third reading, ayes 27, noes --, as follows, and the Senate amendment was ordered to be engrossed and sent to the House of Representatives:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bull, Chesson, Courts, Culbreth, Davis of Haywood, Freeman, Galloway, Lucas, Morgan. Paine, Parker, Reid, Rose, Shankle, Skinner, Speight Stanford, Turner, White and Wilcox — 27.

Those voting in the negative were:

Messrs. Allen of Granville, Atwater, Bishop, Bowers, Butler, Davis of Franklin, Durham, Gilman, Greene of Harnett, Greene of Wake, McLarty, Mitchell, Russell and Twitty—14.

S. B. 1183, bill to incorporate the Johnson City (Tennessee) and Greensboro (North Carolina) Railroad Company, passed its second reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Bell, Bishop, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Lucas, McLarty, Morgan, Parker, Reid, Rose, Shankle, Skinner, Speight, Sprinkle, Turner, Twitty, Walser and White — 36.

By consent, Mr. Twitty submitted the following report for the Committee on Corporations:

H. B. 1123, S. B. 1194, bill to amend the charter of the town of Bayboro, Pamlico County, recommending that it do pass;

S. B. 1177, bill to incorporate the Wilkesboro Land and Development Company, recommending that it do pass;

H. B. 1111, S. B. 1188, bill to incorporate the Morven Academy Company, of Morven, recommending that it do pass.

By consent, Mr. Turner, for the Committee on Judiciary, reported H. B. 1292, S. B. 1204, bill to amend chapter 111,

Private Laws of 1883, in regard to a patrol or watch for Asheville, recommending that it do pass;

H. B. 1392, S. B. 1205, bill in relation to land grants, recommending that it do pass;

H. B. 1050, S. B. 1198, bill to change the time of convening the Superior and Commissioners' Courts in Bladen County, recommending it do pass, with amendments;

H. B. 898, S. B. 1146, bill to amend chapter 108, Laws of 1885, recommending that it do not pass.

By consent, Mr. Bishop introduced S. B. 1219, bill to amend chapter 151, Laws of 1883, and chapter 78, Laws of 1887, in relation to relief of the Sheriff of Vance County, which was read the first time and placed on the Calendar;

S. B. 1140, bill to incorporate the Farmers' Railroad Company, on its third reading.

The bill passed its third reading, ayes 40, noes 2, as follows, and was ordered to be sent to the House of Representatives without engrossment:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty and Wilcox — 40.

Those voting in the negative were:

Messrs. Mitchell and Walser — 2.

On motion of Mr. Gilman, the Senate took a recess until 3 o'clock this afternoon.

Afternoon Session.

The Senate met, pursuant to recess, at 3 o'clock, Senator Turner in the chair and presiding.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. R. 1065, resolution to have printed captions of acts, was adopted and ordered to be engrossed and sent to the House of Representatives for concurrence.

S. B. 749, bill for the relief of J. A. Cameron, passed its second and third readings and was ordered to be engrossed and sent to the House of Representatives.

S. B. 754, bill to make more equal the price paid for weighing cotton, on its second reading.

The amendments submitted by the Committee on Propositions and Grievances were lost, and the bill passed its second and third readings and was ordered to be engrossed and sent to the House of Representatives for concurrence.

H. B. 860, S. B. 1039, bill to incorporate Belmont Academy, passed its second and third readings and was ordered to be engrossed and sent to the House of Representatives.

S. B. 521, bill to incorporate the North Carolina Live Stock Association, on its second reading.

The amendments submitted by the Committee on Corporations were adopted, the bill passed its second and third readings and was ordered to be engrossed and sent to the House of Representatives.

S. R. 333, resolution in reference to supplying Rutherford College with certain publications, passed its second and third readings and was ordered to be engrossed and sent to the House of Representatives.

S. B. 800, bill to allow the Commissioners of the town of Goldsboro to sell, convey and make title to the Female College property in said town, on its second reading.

The amendments submitted by the Committee on Education were adopted, and the bill passed its second and third readings and was ordered to be engrossed and sent to the House of Representatives.

S. B. 843, bill to amend section 2, chapter 83, Laws of 1885, in relation to the Chesapeake, Norfolk and Carolina Railroad Company, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

S. B. 1064, bill to amend chapter 174, Laws of 1885, in regard to County Boards of Education, passed its second reading.

H. B. 1112, S. B. 1162, bill for the better drainage of certain lowlands in Tyrrell County, passed its second and third readings and was ordered to be enrolled.

Mr. Gilman moved that H. B. 1092, S. B. 1091, bill to prevent obstructions in Rider's creek and Second creek, Tyrrell County, be taken from the Committee on Propositions and Grievances and placed on the Calendar. It was so ordered.

By consent, Mr. Stanford reported H. B. 411, S. B. 1214, bill to amend the charter of the town of Mount Airy, from the Committee on Corporations, recommending that it do pass.

By consent, the following bills were introduced, read the first time, and disposed of as follows:

By Mr. Courts, S. B. 1224, bill to incorporate the Danville, Granite City and Western Short-cut Railroad Company. Placed on the Calendar.

By Mr. Butler, S. B. 1225, bill to increase the length of public school terms without additional taxation. Placed on the Calendar.

By Mr. Butler, S. B. 1226, bill to regulate the consolidation, lease, sale of railroads and other transportation companies. Placed on the Calendar.

By Mr. Bellamy (by request), S. B. 1227, bill to amend chapter 200, Laws of 1889. Placed on the Calendar.

By Mr. Speight, S. B. 1228, bill to collect taxes from the Wilmington and Weldon Railroad Company. Placed on the Calendar.

By Mr. Lucas, S. B. 1229, bill to protect private oyster grounds that are planted. Placed on the Calendar.

THE CALENDAR

was resumed.

S. B. 1177, bill to incorporate the Wilkesboro Land and Development Company, passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Bell, Bowers, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Greene of Harnett, Greene of Wake, Grigsby, King, Lucas, McLarty, Mitchell, Morgan, Parker, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, White and Wilcox — 32.

S. B. 1218, bill to amend the charter of Plymouth, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

S. B. 430, bill to amend chapter 33 of *The Code*, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

H. B. 1112, S. B. 1162, bill for the better drainage of the lowlands of Tyrrell County, passed its second and third readings and was ordered to be enrolled.

S. B. 1011, bill to suspend the operations of chapter 49 of Vol. I of *The Code* in certain cases, and repeal certain provisions of other acts, on its second reading.

Mr. Butler demanded the previous question. The call was sustained.

Mr. Twitty demanded the ayes and noes. The call was sustained and the bill failed to pass its second reading, ayes 14, noes 31, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Bishop, Bowers, Bryan, Butler, Courts, Culbreth, Durham, Mitchell, Russell, Speight, White, Wilcox and Williams — 14.

Those voting in the negative were:

Messrs. Alston, Ardrey, Atwater, Avery, Aycock, Bellamy, Bull, Chesson, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Morgan, Paine, Parker, Reid, Rose, Shankle, Skinner, Sprinkle, Stanford, Turner, Twitty and Walser — 31.

H. B. 851, S. B. 1113, bill to amend section 1169 of *The Code*, on its second reading.

Mr. Turner moved to recommit to Committee on Judiciary, which prevailed.

S. B. 1227, bill to amend chapter 200, Laws of 1889, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 1452, S. B. 1230, bill to amend chapter 198, Laws of 1889, concerning pensions, passed its second and third readings and was ordered to be enrolled.

By consent, Mr. Wilcox introduced S. R. 1231, resolution empowering the Secretary of State to furnish surplus copies of the Laws and *The Code* to Moore County. Read first time and placed on the Calendar.

The resolution was taken up and adopted and was ordered sent to the House of Representatives without engrossment.

Mr. Gilman asked to withdraw H. B. 999, S. B. 1148, bill to make South Creek in Lenoir County a lawful fence, which was granted and the bill withdrawn.

By consent, Mr. Lucas introduced S. B. 1233, bill to incorporate the Plymouth, Washington and Kinston Railroad Company, read the first time and placed on the Calendar.

By consent, Mr. Butler introduced S. R. 1234, resolution of instruction to the State Librarian, read the first time and placed on the Calendar.

The resolution was taken up and lost.

H. B. 411, S. B. 1214, bill to amend the charter of the town of Mount Airy, passed its second reading, ayes 32, noes --, as follows:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Bell, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Stanford, Turner, Twitty, Walser, White and Wilcox — 32.

S. B. 1140, bill to incorporate the Farmers Railroad Company, passed its third reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Bell, Bellamy, Bishop, Bowers, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, Lucas, McLean, McLarty, Morgan, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, White and Wilcox — 32.

The bill was ordered sent to the House of Representatives without engrossment.

H. B. 1050, S. B. 1198, bill to change the time of convening the Superior and Commissioners' Courts in Bladen County, on its second reading.

The Committee on Judiciary submitted amendments, which were adopted.

The bill passed its second and third readings and was ordered to be engrossed and sent to the House of Representatives.

H. B. 1123, S. B. 1194, bill to amend the charter of the town of Bayboro, Pamlico County, passed its second and third readings and was ordered to be enrolled.

H. B. 1111, S. B. 1188, bill to incorporate the Morven Academy Company of Morven, N. C., passed its second and third readings and was ordered to be enrolled.

S. B. 538, bill to provide for a public printer, on its second reading.

Mr. Paine moved to refer to the Committee on Public Printing, which prevailed.

H. B. 199, S. B. 1192, bill to protect seed buyers in North Carolina, passed its second and third readings and was ordered to be enrolled.

H. B. 954, S. B. 1112, bill to regulate the sale of seed cotton in Mecklenburg County, passed its second and third readings and was ordered to be enrolled.

H. B. 806, S. B. 994, bill to incorporate the Murphy Banking Company, passed its second and third readings and was ordered to be enrolled.

S. B. 1089, bill to amend section 2058 of *The Code*, relative to the destruction of gates across public roads, on its second reading.

Mr. Greene of Harnett, moved to amend:

"So as to apply only to Harnett County."

Amendment adopted, and the bill passed its second and third readings and was ordered to be engrossed and sent to the House of Representatives for concurrence.

Mr. Gilman moved to take from the Committee on Propositions and Grievances,

H. B. 1092, S. B. 1091, bill to prevent obstructions in Rider's creek and Second creek in Tyrrell County, and place it on the Calendar.

The motion prevailed.

S. R. 1233, resolution of instruction to the State Librarian, on its second reading.

The bill failed to pass its second reading.

S. B. 1215, bill to authorize the Treasurer of Johnston County to pay a certain school claim, passed its second and third readings, and was ordered sent to the House of Representatives without engrossment.

S. B. 754, bill to make more equal the price paid for weighing cotton, passed its second and third readings and was ordered sent to the House of Representatives without engrossment for concurrence.

S. B. 1069, bill to incorporate the North Carolina, Cleveland, Chattanooga and Dayton Railroad Company, passed its second and third readings and was ordered sent to the House of Representatives without engrossment for concurrence.

H. B. 1021, S. B. 1145, bill to amend chapter 46, section 1876 of *The Code*, in relation to official bonds, passed its second and third readings and was ordered to be enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting without engrossment,

H. B. 1452, S. B. 1231, bill to amend chapter 198, Laws of 1889, concerning pensions, which was read the first time and placed on the Calendar.

By consent, Mr. Russell from Committee on Engrossed Bills, reported as correctly engrossed,

S. B. 1017, bill to levy a special tax for Greene County;

S. B. 1025, bill to incorporate the town of Essex, Halifax County;

Which were ordered sent to the House of Representatives for concurrence.

ELECTION OF TRUSTEES FOR THE TRAINING AND INDUSTRIAL SCHOOL FOR WHITE GIRLS.

The hour for the election of Trustees for the Training and Industrial School for White Girls having arrived, the Senate proceeded to ballot thereon.

Messrs. Greene of Harnett and Sprinkle were appointed tellers on the part of the Senate.

The Senate voted as follows:

For Mr. W. P. Shaw to be Trustee for the First District—Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of

Franklin, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Russell, Shankle, Speight, Sprinkle, Turner, Twitty, Walser, White and Wilcox — 40.

For Mr. R. H. Stancell to be Trustee for the Second District — Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Russell, Shankle, Speight, Sprinkle, Turner, Twitty, Walser, White, and Wilcox — 39.

For Mr. A. B. Deans to be Trustee for the Second District — Mr. Freeman — 1.

For Mr. B. F. Aycock to be Trustee for the Third District — Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Russell, Shankle, Speight, Sprinkle, Turner, Twitty, Walser, White and Wilcox — 40.

For Mr. E. McK. Goodwin to be Trustee for the Fourth District — Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Russell, Shankle, Speight, Sprinkle, Turner, Twitty, Walser, White and Wilcox — 40.

For Mr. H. G. Chatham to be Trustee for the Fifth District — Mr. Grigsby.

For Mr. M. H. Holt to be Trustee for the Fifth District — Messrs Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Ches-

son, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Russell, Shankle, Speight, Turner, Twitty, White and Wilcox — 36.

For Mr. J. W. Woody to be Trustee for the Fifth District — Messrs. Alston, Bull, Skinner, Sprinkle and Walser — 5

For Mr. M. C. S. Noble to be Trustee for the Sixth District — Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Russell, Shankle, Speight, Sprinkle, Turner, Twitty, Walser, White and Wilcox — 40.

For Mr. A. C. McAlister to be Trustee for the Seventh District — Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Russell, Shankle, Speight, Turner, Twitty, White and Wilcox — 36.

For Mr. D. M. Furches to be Trustee for the Seventh District — Messrs. Alston, Bull, Skinner, Sprinkle and Walser — 5.

For Mr. J. M. Spainhour to be Trustee for the Eighth District — Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Parker, Rose, Russell, Shankle, Speight, Sprinkle, Turner, Twitty, Walser and Wilcox — 38.

For Mr. D. McMathewson to be Trustee for the Eighth District — Messrs. Paine and White — 2.

For Mr. Gilmer to be Trustee for Ninth District — Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, McLarty, Mitchell, Morgan, Paine, Parker, Rose, Russell, Shankle, Speight, Sprinkle, Turner, Twitty, Walser, White and Wilcox — 40.

On motion of Mr. Aycock, the Senate went into Executive Session.

The Senate, in Executive Session having adjourned, the doors were opened and the Senate was called to order.

Mr. Speight, for the Committee on Engrossed Bills, reported the following bills as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 522, a bill to be entitled an act to allow the free passage of fish in the Yadkin River and its tributaries;

S. B. 953, a bill to be entitled an act to prohibit the obstruction of the Yadkin River and its tributaries in Wilkes County;

S. B. 965, a bill to be entitled an act for the relief of Lewis J. Davis of Ashe County;

Mr. Russell, for the Committee on Engrossed Bills, reported the following bills as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 1017, a bill to be entitled an act to levy a special tax for Greene County;

S. B. 1025, a bill to be entitled an act to incorporate the town of Essex, Halifax County.

Mr. White, for the Committee on Engrossed Bills, reported the following bills and resolution as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 1220, a bill to be entitled an act to provide for the repairs, improvements and support of certain insane asylums;

Senate amendment to H. B. 774, S. B. 1123, a bill to be entitled an act in relation to public schools in the city of Asheville;

Senate amendment to H. B. 571, S. B 899, a bill to be entitled an act to levy an assessment upon the real estate in stock-law bounds in Johnston County;

S. B. 749, a bill to be entitled an act for the relief of J. A. Cameron, Superior Court Clerk of Harnett County;

S. B. 1085, a bill to be entitled an act to authorize the payment of certain claims against the North Carolina Penitentiary;

S. R. 1065, resolution to have printed captions of the Acts.

On motion, the Senate adjourned till 8 o'clock this evening.

Evening Session.

The Senate met pursuant to adjournment, and was called to order by Lieutenant Governor Holt.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 383, bill to amend chapter 52, sections 3632 and 3635 of *The Code*, in reference to Laws and Supreme Court Reports in the State, passed its second and third readings and was ordered sent to to the House of Representatives without engrossment.

H. B. 1227, S. B. 1159, bill to charter Fair View Male and Female College at Trap Hill, N. C., passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 1015, bill to amend the charter of the town of Tarboro, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

By consent, Mr. Twitty introduced S. R. 1234, resolution in favor of Alfred Williams & Co.

On motion of Mr. Twitty, the resolution was taken up and passed its several readings and was ordered sent to the House of Representatives without engrossment.

S. B. 1084, bill for the benefit of the Chief Clerk to the State Auditor.

The bill failed to pass its second reading.

H. B. 1110, S. B. 1200, bill to incorporate the town of New London in Stanly County, on its second reading.

The bill passed its second reading, ayes 29, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Avery, Aycock, Bell, Bowers, Bull, Chesson, Courts, Culbreth, Freeman, Gilman, Greene of Harnett, Grigsby, Hobson, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Speight, Stanford, Turner, Twitty, White and Wilcox — 29.

S. B. 1184, bill to authorize the Board of Commissioners of Burke County to levy a special tax, on its second reading.

The bill passed its second reading, ayes 28, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bowers, Chesson, Courts, Durham, Freeman, Gilman, Grigsby, Hobson, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Russell, Skinner, Speight, Stanford, Turner, Twitty, White and Wilcox — 28.

S. B. 1137, bill to provide for furnishing the Governor's Mansion, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 689, S. B. 973, bill to amend section 3635 of *The Code*, relating to the Supreme Court Library, passed its second and third readings and was ordered to be enrolled.

H. B. 1328, S. B. 1213½, bill to authorize the Commissioners of Hyde County to levy a special tax.

The bill passed its second reading, ayes 26, noes 2, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Bell, Bishop, Bowers, Butler, Chesson, Courts, Davis of Franklin, Davis of Haywood, Freeman, Gilman, Grigsby, Hobson, Lucas, McLarty, Mitchell, Parker, Russell, Stanford, Turner, Twitty, White and Wilcox — 26.

Those voting in the negative were:

Messrs. Aycock and Paine — 2.

H. B. 545, S. B. 890, bill to establish a ferry across the Yadkin river in Wilkes County, passed its second and third readings and was ordered to be enrolled.

S. B. 1173, bill to allow the removal of obstructions in Silver creek in Burke County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

SPECIAL ORDER.

The hour having arrived for the special order,

S. B. 968, bill to create a commission to prepare propositions for the amendment and revision of the Constitution, and to revise the laws relating to the organization and regulation of private corporations, and relating to regulating under general laws other local matters, and also the equalization of assessments for purposes of taxation, on its second reading.

Mr. McLarty moved to lay the bill on the table.

The motion to lay on the table prevailed.

THE CALENDAR

was resumed.

H. B. 1234, S. B. 1203, bill to amend the charter of the town of Clyde in the county of Haywood, passed its second reading, ayes 33, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Bowers, Bryan, Chesson, Courts, Davis of Franklin, Davis of Haywood, Gilman, Grigsby, Hobson, Lucas, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 33.

H. B. 1233, S. B. 1207, bill to incorporate the town of Pigeon River in Haywood County, passed its second reading, ayes 38, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bowers, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Gilman, Grigsby, Hobson, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 38.

H. B. 1183, S. B. 1207, bill to incorporate the Holly Springs Land and Improvement Company, passed its second and third readings and was ordered to be enrolled.

S. B. 515, bill to amend section 2200 of *The Code*, and to make effective the Department of Immigration, on its second reading.

Mr. Ardrey, for the Committee on Agriculture, Mechanics and Mining, submitted a substitute for the bill.

The substitute was adopted.

The bill, as amended, on its second reading failed to pass, ayes 13, noes 23, as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Bell, Bull, Butler, Davis of Franklin,

Durham, Freeman, Grigsby, McLean, Parker, Reid, Walser and Williams — 13.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Atwater, Avery, Aycock, Bishop, Bowers, Bryan, Chesson, Courts, Culbreth, Davis of Haywood, Hobson, Lucas, Mitchell, Paine, Rose, Stanford, Turner, Twitty, White, and Wilcox — 23.

H. B. 1092, S. B. 1091, bill to prevent obstructions in Rider's creek and Second creek in Tyrrell County, passed its second and third readings and was ordered to be enrolled.

H. B. 896, S. B. 1119, bill for the relief of W. C. Boren, passed its second and third readings and was ordered to be enrolled.

H. B. 866, S. B. 913, bill to work public roads of Warren County by taxation, on its second reading.

The bill passed its second reading, ayes 33, noes 1, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Avery, Bishop, Bryan, Bull, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Gilman, Greene of Harnett, Grigsby, Hobson, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Skinner, Sprinkle, Stanford, Turner, Twitty and Wilcox — 33.

Mr. White voted in the negative.

H. B. 1002, S. B. 1166, bill to validate the probate of a deed from Henry Richards and others to A. Jones and others, passed its second and third readings and was ordered to be enrolled.

S. B. 1142, bill to change the dividing line between the counties of Ashe and Wilkes, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 1143, bill concerning the printing of records in cases of appeal to the Supreme Court.

Mr. Freeman moved to lay the bill on the table, which motion prevailed.

H. B. 441, S. B. 1117, bill to amend section 1840 of *The Code*, in relation to husband's interest in his wife's estate, on its second reading.

Mr. McLarty moved that the bill lie on the table, which motion prevailed.

S. B. 1169, bill to protect fish in Richardson's creek in Union County, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 1087, bill to repeal chapter 272 of the Laws of 1885, on its second reading.

Mr. Bishop moved that the bill lie on the table, which motion prevailed, ayes 27, noes 8, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Bryan, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Shankle, Sprinkle, Stanford, Turner, Twitty, Wilcox and Williams — 27.

Those voting in the negative were:

Messrs. Alston, Bowers, Butler, Durham, Lucas, Speight, Walser and White — 8.

H. B. 503, S. B. 828, bill to incorporate the Fayetteville Land and Improvement Company (limited), passed its second and third readings and was ordered to be enrolled.

S. B. 1066, bill to incorporate the Electro-Typograph Company, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

S. B. 924, bill to prevent habitual drunkenness, on its second reading.

Mr. Culbreth moved that the bill lie on the table, which motion prevailed.

S. B. 1012, bill to amend section 3751 of *The Code*, so as to regulate and define the fees of Registers of Deeds in certain cases, on its second reading.

Mr. Gilman moved to amend:

Add the following: "*Provided*, this act shall not apply to the counties of Jones, Carteret and Onslow."

The amendment was adopted.

The bill, on its second reading, as amended, failed to pass.

S. B. 1071, bill to incorporate the Tarboro School Board, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

S. B. 1070, bill to exempt from road duty members of certain military companies.

The bill, on its second reading, failed to pass.

S. B. 1019, bill to amend chapter 374 of the Laws of 1889, prohibiting trusts in North Carolina.

The bill, on its second reading, failed to pass.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting

H. B. 1452, S. B. 1230, bill to amend chapter 198, Laws of 1889, concerning pensions, which was read the first time and placed on the Calendar.

Mr. McLean moved to adjourn to meet to-morrow at 10 o'clock A. M., which motion prevailed.

FIFTIETH DAY.

SENATE CHAMBER, March 5, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt in the chair.

The Journal of Wednesday was approved.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Twitty, S. B. 1072, bill to prohibit the sale of intoxicating liquors within two miles of Rainbow Church, Greene County, recommending it do pass;

H. B. 957, S. B. 1116, bill to protect wild fowl in the waters of Gore Sound, Carteret County, recommending it do pass;

S. B. 1016, bill to amend chapter 107, laws of 1885, relative to impounding fees in Warren County, recommending it do not pass;

H. B. 1105, S. B. 1165, bill in relation to the Caldwell and Watauga Turnpike Company, recommending it do pass;

H. B. 1053, S. B. 1212, bill to authorize the repair of the court-house at Lumberton, and to place vaults in the same, recommending it do pass;

From the Committee on Judiciary:

By Mr. Reid, H. B. 1312, bill to amend section 2755 of *The Code*, relative to authorized entries and grants, recommending it do pass;

H. B. 1245, S. B. 1210, bill to amend section 2834 of *The Code*, recommending it do pass.

By Mr. Gilman, S. B. 886, bill to repeal chapter 80, Laws of 1885, in regard to tax-collectors, recommending it do not pass.

From the Committee on Corporations:

By Mr. Ardrey, H. B. 970, S. B. 1105, bill to amend the charter of the Carolina Mining, Manufacturing and Improvement Company, recommending it do pass.

By Mr. Twitty, H. B. 1040, S. B. 1196, bill to charter the town of Leicester, Buncombe County, recommending it do pass;

H. B. 969, S. B. 1152, bill to authorize township aid to the Asheville and Bristol Railroad, recommending it do pass, with amendments;

By Mr. Bellamy, H. B. 675, S. B. 1090, bill to amend the charter of the Granite City Land and Improvement Company, recommending it do pass, with amendments;

H. B. 1118, S. B. 1201, bill to amend the charter of the town of Rocky Mount, recommending it do pass;

S. B. 1223, bill to incorporate the Greensboro Land and Development Company, recommending it do pass.

From the Committee on Federal Relations.

By Mr. Ardrey, H. R. 20, S. R. 40, resolution to secure a United States geological survey of North Carolina, recommending it do pass;

H. R. 370, S. R. 341, resolution declining to make appropriation to the World's Fair, recommending it do pass.

By Mr. Greene of Wake, for the Committee on Education, S. B. 1222, bill to render effectual chapter 43, Laws and Resolutions of the General Assembly, recommending it do pass.

From the Committee on Propositions and Grievances;

By Mr. Aycock, H. B. 943, S. B. 1060, bill for the better drainage of the lowlands in Lincoln and Catawba Counties, recommending it do pass;

B. B. 1012, S. B. 1190, bill to amend section 2281 of *The Code*, relating to auctioneers, recommending it do pass;

H. B. 1085, S. B. 1189, bill to amend chapter 181, section 4, Laws of 1889, in reference to registration of physicians, recommending it do pass;

H. B. 955, S. B. 1155, bill to prevent destroying deer in Pamlico County in certain seasons, recommending it do pass;

S. B. 1182, bill to regulate the hours of labor and the manner of settling with the same, recommending that it do not pass;

H. B. 833, S. B. 1054, bill to authorize the Commissioners of Franklin County to convey land, recommending it do pass;

H. B. 692, S. B. 1213, bill to amend the charter of the Atlantic and North Carolina Railroad, recommending it do pass;

H. B. 860, S. B. 1059, bill to incorporate Belmont Academy, recommending it do pass;

S. B. 1131, bill to prevent reckless driving in the streets of towns, recommending it do not pass;

S. B. 1081, bill to amend the Constitution of North Carolina relative to changing the meeting of the General Assembly to four instead of two years, recommending that it do not pass;

H. B. 769, S. B. 1063, bill to incorporate Wadesville Male and Female Academy, recommending it do pass;

H. B. 961, S. B. 1115, bill in regard to inspection of lumber, recommending it do pass;

H. B. 952, S. B. 1108, bill to regulate local option at Kenansville, Duplin County, recommending it do pass;

H. B. 975, S. B. 1055, an act to incorporate the town of Paint Rock, Madison County, recommending it do pass;

H. B. 1122, S. B. 1191, bill to add Union County to the Mecklenburg road law, recommending it do pass;

H. B. 968, S. B. 1048, bill to protect public roads of Martin, Columbus and Tyrrell Counties, recommending it do pass;

H. B. 839, S. B. 1046, bill to incorporate Waughtown Baptist Church, Forsyth County, recommending it do pass;

H. B. 997, S. B. 1098, bill to amend chapter 367, Laws of 1885, in regard to stock law in Richmond County, recommending it do pass;

H. B. 1106, S. B. 1164, bill to dispose of certain stock in the Caldwell and Watauga Turnpike Company, recommending it do pass;

H. B. 962, S. B. 1038, bill to secure the better drainage of certain water-courses in Cabarrus County, recommending it do pass;

H. B. 1393, S. B. 1205, bill to require water-works companies to furnish pure water, recommending it do pass.

By Mr. Turner, for the Committee on Corporations, H. B. 971, S. B. 1195, bill to amend the charter of the French Broad Railroad Company, recommending it do pass.

By Mr. Wilcox, for the Committee on Corporations, H. B. 1115, S. B. 1187, bill to incorporate the Kings Mountain Mining and Improvement Company, recommending it do pass, with amendments.

By Mr. Turner, for the Committee on Judiciary, H. B. 851, S. B. 1113, bill to amend section 1159 of *The Code*, recommending it do pass.

By Mr. Aycock, for the Committee on Corporations, S. B. 1135, bill to amend the charter of the town of Tryon City, Polk County, recommending it do pass.

By Mr. Alston, for the Committee on Education, S. B. 231, bill to make an appropriation for the Colored Asylum at Oxford, recommending it do pass.

Mr. Russell, for the Committee on Engrossed Bills, reported the following bills as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 754, a bill to be entitled an act to make more equal the price paid for weighing cotton in this State;

S. B. 1089, a bill to be entitled an act to amend section 2058 of *The Code*, relative to the erection of gates across public roads;

Senate amendment to H. B. 1050, S. B. 1198, a bill to be entitled an act to change the time of the convening of the Superior and Commissioners' Courts in Bladen County.

Mr. Speight, for the Committee on Engrossed Bills, reported the following bill as correctly engrossed, and it was ordered sent to the House of Representatives for the concurrence of that body:

S. B. 1071, a bill to be entitled an act to incorporate the Tarboro School Board;

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 542, H. B. 1205, an act to enable the Wilmington Light Infantry to issue bonds and to build an armory and for other purposes;

H. B. 1452, S. B. 1230, an act to amend chapter 198, Laws of 1889, concerning pensions;

H. B. 1112, S. B. 1162, an act for the better drainage of certain lands in Tyrrell County;

H. B. 920, S. B. 1153, an act to authorize the County Commissioners in joint session with the magistrates to levy a special tax in Lenoir County;

H. B. 1084, S. B. 1197, an act to amend section 3383 of *The Code;*

H. B. 199, S. B. 1192, an act to protect seed buyers in North Carolina;

H. B. 915, S. B. 936, an act to amend the charter of the town of Concord;

S. B. 834, H. B. 1304, an act to establish a graded school in District No. 1, in Cherokee County, N. C.;

H. B. 1111, S. B. 1188, an act to incorporate the Morven Academy Company;

H. B. 786, S. B. 1053, an act to authorize and empower the County Commissioners and Justices of the Peace of Stokes County to levy special taxes;

H. B. 540, S. B. 725, an act to protect stock in the vicinity of Greenville;

H. B. 1023, S. B. 1120, an act to incorporate Keystone Mining and Improvement Company of Baker City;

S. B. 917, H. B. 1306, an act for the relief of G. A McRae, late Treasurer of Moore County;

H. B. 519, S. B. 812, an act to incorporate the Mt. Airy Light and Power Company;

S. B. 175, H. B. 762, an act to provide for the general supervision of railroads, steamboat and canal companies, express and telegraph companies doing business in North Carolina;

H. B. 567, S. B. 1049, an act to establish a scale of fees for the Register of Deeds for the county of Pitt;

S. B. 657, H. B. 1106, an act to authorize the city of New Bern to issue bonds for public improvements and to levy a special tax;

S. B. 788, H. B. 1057, an act to incorporate Mocksville Academy, North Carolina;

H. B. 1123, S. B. 1194, an act to amend the charter of the town of Bayboro, Pamlico County, N. C.;

H. B. 1246, S. B. 1167, an act to incorporate the Norwood and Rockingham Railroad Company;

H. B. 639, S. B. 970, an act to empower the Commissioners of Carteret County to levy a special tax;

S. B. 876, H. B. 1258, an act to improve the method of grading public roads in Rutherford County;

H. B. 959, S. B. 1112, an act to regulate the sale of cotton in Mecklenburg County;

H. B. 778, S. B. 1189, an act to incorporate the Oxford and Coast-line Railroad Company;

S. B. 735, H. B. 1158, an act to amend the charter of the Raleigh Street Railway Company;

S. B. 518, H. B. 1100, an act for the relief of H. C. Kearney, Sheriff of Franklin County;

S. B. 709, H. B. 1336, an act to levy a special tax for Rutherford County;

H. B. 546, S. B. 898, an act to authorize the Commissioners of Leaksville to issue bonds;

H. B. 665, S. B. 985, an act to authorize the Commissioners of Alamance County to sell poor-house property;

H. B. 721, S. B. 866, an act to amend the charter of the town of Washington;

H. B. 517, S. B. 720, an act to authorize the Commissioners of the town of Greenville to issue bonds;

H. B. 680, S. B. 703, an act to incorporate the Valle Crucis, Shawneehaw and Elk Park Turnpike Company;

H. B. 650, S. B. 854, an act to authorize the Board of Commissioners of Anson County to issue bonds to complete and repair court-house and jail;

H. B. 847, S. B. 904, an act to amend section 7, chapter 270, Laws of 1889, entitled an act to incorporate the town of Bakersville, Mitchell County;

S. B. 585, H. B. 1197, an act to incorporate the Little Bluff, Raemont and Maxton Railway Company;

H. B. 879, S. B. 941, an act to permit the town of Madison, in Rockingham County, to issue bonds and levy a special tax;

H. B. 903, S. B. 1041, an act to continue in force chapter 185, Laws of 1883;

H. B. 427, S. B. 495, an act to authorize the Board of Commissioners of Pitt County to make an appropriation for building a road or highway near Greenville;

H. B. 531, S. B. 903, an act to incorporate the town of Montezuma in the county of Mitchell;

S. B. 586, H. B. 1218, an act to amend chapter 18, Private Laws of 1881, entitled an act to incorporate the town of Norwood in Stanly County;

H. B. 1394, S. B. 1078, an act to annex a portion of the territory of Beaufort County to the county of Pamlico;

S. B. 578, H. B. 1247, an act to authorize the town of Durham to issue school bonds;

H. B. 1108, S. B. 1094, an act to levy a special tax in stock-law territory in Nash County;

S. B. 705, H. B. 1287, an act to incorporate the Wilson and Carolina Railroad Company;

S. B. 961, H. B. 669, an act to authorize the County Commissioners of Chowan County to levy a special tax;

S. R. 1176, H. R. 1500, resolution to pay expenses of committees who visited the insane asylums;

H. R. 1304, S. R. 1004, resolution in favor of W. E. Ardrey.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Bellamy, S. B. 1240½, bill to establish a Mechanical College for the colored race. Placed on the Calendar.

By Mr. Sprinkle, S. B. 1242, bill supplemental to an act ratified at the present session of the General Assembly, entitled an act to incorporate West Asheville. Placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting bills and resolutions, which were read the first time and disposed of as follows:

H. B. 1017, S. B. 1235, bill to amend chapter 511, Laws of 1889, in regard to public roads in Mitchell County. Placed on the Calendar.

H. R. 1380, S. R. 1236, resolution to elect members of the Board of Agriculture. Placed on the Calendar.

H. B. 1363, S. B. 1237, bill to charter the town of Sunset Park, Buncombe County. Placed on the Calendar.

H. B. 1395, S. B. 1238, bill to empower the Commissioners of Robeson County to levy a special tax. Placed on the Calendar.

H. B. 1328, S. B. 1239, bill to authorize the Commissioners of Hyde County to levy a special tax. Placed on the Calendar.

H. B. 1242, S. B. 1239½, bill to incorporate the town of Dobson, Surry County. Placed on the Calendar.

H. B. 1161, S. B. 1240, bill to amend the charter of the town of Salisbury. Placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 1070, S. B. 1037, bill to raise revenue, on its third reading.

Mr. King moved to amend section 5 by striking out all after "centum" in line six.

The amendment was adopted.

Mr. Butler moved to amend section 8, Schedule B, by striking out of sixth line the following, "and fifty," and amend lines eight and nine by striking out "one hundred" and inserting in lieu thereof "fifty;" amend line nine by striking out "fifty" and inserting in lieu thereof "twenty-five;" amend line ten by striking out "thirty" and inserting in lieu thereof "fifteen."

The amendments were adopted.

The bill passed its third reading, ayes 38, noes 1, as follows, and the Senate amendments were ordered to be engrossed and sent to the House of Representatives.

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, McLean, McLarty, Mitchell, Morgan, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Twitty, White and Williams — 38.

Voting in the negative:

Mr. Wilcox — 1.

H. B. 877, S. B. 1042, bill to authorize the Commissioners of Alamance County to levy a special tax, passed its third reading, ayes 35, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Avery, Bell, Bellamy, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Wake, Grigsby, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Shankle, Skinner, Speight, Sprinkle, Stanford, Twitty, Walser, White and Wilcox — 35.

S. B. 1007, bill to provide for necessary repairs for the State University, on its second reading.

Mr. Greene of Harnett moved to amend by striking out "five thousand" and inserting in lieu thereof "two thousand five hundred."

The amendment was adopted, and the bill passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

S. B. 1232, bill to incorporate the Plymouth, Washington and Kinston Railroad Company, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

H. B. 538, S. B. --, bill to increase the powers of the Board of Public Charities, passed its second and third readings and was ordered to be enrolled.

SPECIAL ORDER.

The hour of 12 o'clock having arrived, the Senate proceeded, in accordance with the resolution, to vote for members of the Railroad Commission, as provided for in an act to provide for the general supervision of railroads, steamboat and canal companies, express and telegraph companies doing business in the State of North Carolina.

Mr. Avery nominated James W. Wilson, of the county of Burke, to be Commissioner for the term of two years, and to be Chairman thereof; Mr. Thomas W. Mason, of the county of Northampton, to be Commissioner for the term of four years; Mr. E. C. Beddingfield, of the county of Wake, to be Commissioner for the term of six years.

Messrs. McLarty and Mitchell were appointed Tellers on the part of the Senate.

The Senate proceeded to vote as follows:

Those voting for Mr. Wilson were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway,

Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Turner, Twitty, White, Wilcox and Williams — 45.

Those voting for Mr. Mason were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Turner, Twitty, White, Wilcox and Williams — 45.

Those voting for Mr. Beddingfield were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Turner, Twitty, White, Wilcox and Williams — 43.

For Hon. Thomas B. Long of the county of Buncombe, for the term of six years — Messrs. Alston, Bull, Skinner, Sprinkle, Stanford and Walser — 6.

For Mr. William T. Faircloth of the county of Wayne, for the term of four years, and to be chairman, and Mr. P. C. Thomas of Davidson County, for the term of two years — Messrs. Bull, Skinner, Sprinkle, Stanford and Walser — 5.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 766, bill to provide for the collection, arrangement and display of the products of the State of North Carolina

at the World's Columbian Exposition of 1893, and to make an appropriation therefor, on its second reading.

Mr. Parker moved to amend by striking out "twenty-five thousand" and inserting in lieu thereof "ten thousand dollars, and this to cover all expenses to the State of North Carolina."

The amendment was lost.

Mr. Speight moved to amend section 8, line 5, by striking out "general fund," and inserting in lieu thereof the words "money covered into the State Treasury from the United States Treasury by act of Congress entitled an act to refund the direct land taxes."

The amendment was adopted.

The bill failed to pass its second reading, ayes 21, noes 27, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Avery, Bell, Bellamy, Bull, Butler, Culbreth, Davis of Franklin, Durham, Galloway, Gilman, Greene of Wake, King, McLean, Paine, Reid, Skinner, Speight, Walser and White — 21.

Those voting in the negative were:

Messrs. Allen of Bladen, Allen of Granville, Atwater, Aycock, Bishop, Bowers, Bryan, Chesson, Courts, Davis of Haywood, Freeman, Greene of Harnett, Hobson, Lucas, McLean, Mitchell, Morgan, Parker, Rose, Russell, Shankle, Stanford, Turner, Twitty, Wilcox and Williams — 27.

Mr. Turner moved to reconsider the vote by which the bill failed to pass its second reading, and further moved to postpone its present consideration.

S. B. 1177, bill to incorporate the Wilkesboro Land and Development Company, passed its third reading, ayes 33, noes --, as follows, and was ordered to be sent to the House of Representatives without engrossment

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bryan, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Gilman, Greene of Harnett, Greene of Wake,

Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Reid, Rose, Russell, Shankle, Stanford, Turner, Twitty, White and Wilcox — 33.

S. B. 1171, bill to amend chapter 192, Laws of 1883, relative to the graded school district of Wilson County, passed its third reading, ayes 35, noes --, as follows, and was ordered to be sent to the House of Representatives without engrossment.

Those voting in the affirmative were:

Messrs. Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Gilman, Greene of Wake, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Twitty, White and Wilcox — 35.

H. B. 1233, S. B. 1207, bill to incorporate the town of Pigeon River, Haywood County, passed its third reading, ayes 31, noes --, as follows, and was ordered to be enrolled.

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Avery, Bell, Bellamy, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Gilman, Hobson, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Shankle, Skinner, Speight, Stanford, Twitty, Wilcox and Williams — 31.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting House amendment to S. B. 952, H. B. 1347, bill to revise and consolidate the charter of Winston, and asking concurrence therein.

On motion of Mr. Avery, the amendments were concurred in and the bill was ordered to be enrolled.

A message was also received from the House of Representatives proposing to go into the election of three members of the Board of Agriculture to-day at 3 o'clock, which proposition was concurred in.

THE CALENDAR.

was resumed.

S. B. 1242, bill supplemental to an act passed by the present General Assembly, entitled an act to incorporate West Asheville, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

H. B. 1064, S. B. 1260, bill to apportion the members of the House of Representatives, passed its second and third readings and was ordered to be enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting bills and resolutions which were read the first time and disposed of as follows:

H. B. 453, S. B. 1243, bill to amend section 2017 of *The Code*. Referred to the Committee on Judiciary.

H. B. 454, S. B. 1244, bill to amend section 2015 of *The Code*. Referred to the Committee on Judiciary.

H. B. 465, S. B. 1245, bill to amend section 2019 of *The Code*. Referred to the Committee on Judiciary.

H. B. 611, S. B. 1246, bill to prevent obstructions in Cypress, Long and Moore's creeks, Pender County. Referred to the Committee on Propositions and Grievances.

H. B. 699, S. B. 1247, bill to repeal chapter 199, Laws of 1889. Referred to the Committee on Judiciary.

H. B. 991, S. B. 1248, bill to incorporate Zion Wesley A. M. E. Church, Cabarrus County. Referred to the Committee on Propositions and Grievances.

H. B. 1027, S. B. 1249, bill for the relief of certain citizens of Transylvania County. Referred to the Committee on Propositions and Grievances.

H. B. 1045, S. B. 1250, bill for the relief of R. M. Nimocks. Referred to the Committee on Propositions and Grievances.

H. B. 1086, S. B. 1251, bill to protect fish in the streams of Mitchell County. Referred to the Committee on Fish and Fisheries.

H. B. 1087, S. B. 1252, bill to amend chapter 296, Laws of 1885, relative to Robeson County stock law. Referred to the Committee on Agriculture, Mechanics and Mining.

H. B. 1162, S. B. 1253, bill to create and establish a public ferry across Pee Dee river, between Stanly and Montgomery Counties. Placed on the Calendar.

H. B. 1178, S. B. 1254, bill to amend chapter 169, Private Laws of 1889, incorporating the Goldsboro Lumber Company. Referred to the Committee on Corporations.

H. B. 1294, S. B. 1255, bill to incorporate the Edgecombe and Granville Railroad Company. Referred to the Committee on Corporations.

H. B. 1310, S. B. 1256, bill relating to damages to stock in Carver's Creek Township Cumberland County. Referred to the Committee on Propositions and Grievances.

H. B. 1362, S. B. 1257, bill to incorporate the Rocky Mount West-End Land and Improvement Company. Placed on the Calendar.

H. B. 1412, S. B. 1258, bill for the relief of the Fayetteville Independent Light Infantry. Referred to the Committee on Military Affairs.

H. B. 1420, S. B. 1259, bill to secure the better drainage of Carter's creek, Cabarrus County. Referred to the Committee on Propositions and Grievances.

H. B. 1064, S. B. 1260, bill to apportion the members of the House of Representatives. Placed on the Calendar.

H. R. 1468, S. R. 1261, resolution to authorize the Trustees of the State Library to sell extra copies of the Colonial Records. Referred to the Committee on Library.

H. B. 1240, S. B. 1262, bill to incorporate the Blue Ridge Railroad Company. Placed on the Calendar.

H. B. 1296, S. B. 1263, bill to charter the town of Dunn, Harnett County. Referred to the Committee on Corporations.

H. B. 1369, S. B. 1264, bill to incorporate the Carolina Savings Bank. Referred to the Committee on Banks and Currency.

H. B. 1365, S. B. 1265, bill in reference to White Oak fence law. Referred to the Committee on Propositions and Grievances.

H. B. 1364, S. B. 1266, bill in relation to the county seat of Brunswick County. Referred to the Committee on Propositions and Grievances.

House amendments to S. B. 516, H. B. 1334, bill to amend chapter 219, Private Laws of 1889, to amend the charter of Greensboro. The amendments were concurred in and the bill was ordered to be enrolled.

H. B. 108, S. B. 1271, bill to recharter the Petersburg Railroad Company. Placed on the Calendar.

H. B. 1446, S. B. 1270, bill to establish a school for the deaf and dumb. Placed on the Calendar.

House amendments to S. B. 736, H. B. 1329, bill for the relief of citizens of Moore County. The amendments were concurred in and the bill was ordered to be enrolled.

By consent, Mr. Bull introduced S. B. 1267, bill to amend chapter 383, Laws of 1889, entitled an act to compel butchers to keep registration. Placed on the Calendar.

By consent, Mr. Twitty introduced S. R. 1268, resolution allowing the Secretary of State to furnish copies of the Colonial Records to the Rutherford Military Institute. Placed on the Calendar.

By consent, Mr. Bowers introduced S. R. 1269, resolution raising a committee to investigate the needs of uncared for orphans. Placed on the Calendar.

THE CALENDAR

was resumed.

H. B. 1446, S. B. 1270, bill to establish a school for the deaf and dumb, on its second reading.

Mr. Twitty moved that the bill be made a special order for March 6th at 12 o'clock, M. The motion prevailed.

H. B. 1260, S. B. 1272, bill to provide for the assessment of property and the collection of taxes, on its second reading.

Mr. Morgan moved to amend by inserting after the word "value," in section 17, line 28, the words "the party may deduct from the amount of credit owing to him the amount of collectible debts owing by him."

The amendment was adopted.

The bill passed its second and third readings and the amendment was ordered engrossed and sent to the House of Representatives for concurrence.

By consent, Mr. Turner, for the Committee on the Judiciary, reported S. B. 1133, bill to amend chapter 83, Laws of 1848–'49, relating to the charter of the North Carolina Railroad Company, recommending it do pass, with amendments.

H. B. 201, S. B. 648, bill to prohibit the sale of pistols and cartridges to minors, on its second reading.

On motion of Mr. Davis of Haywood, the bill was recommitted to the Committee on Judiciary.

H. B. 382, S. B. 1168, bill to incorporate the town of Davidson, Mecklenburg County, passed its third reading, ayes 34, noes --, as follows, and was ordered enrolled:

Those voting in the affirmative were:

Messrs Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Bell, Bowers, Bryan, Bull, Butler, Chesson, Courts, Davis of Haywood, Galloway, Gilman, Grigsby, Hobson, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Skinner, Speight, Stanford, Turner, Twitty and White — 34.

S. B. 1223, bill to incorporate the Greensboro Land and Development Company, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

H. B. 411, S. B. 1214, bill to amend the charter of the town of Mount Airy, passed its third reading, ayes 34, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Avery, Bell, Bowers, Butler, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, White and Wilcox — 35.

H. B. 1234, S. B. 1203, bill to amend the charter of the town of Clyde, Haywood County, passed its third reading, ayes 39, noes --, as follows, and was ordered to be enrolled.

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, White and Wilcox — 39.

S. B. 1064, bill to amend chapter 174, Laws 1885, in regard to County Boards of Education, on its third reading.

Mr. Greene of Wake, offered a substitute, which was lost.

Mr. Butler moved to amend section 1, by adding after "days," in sixth line, "but in such cases they shall receive no compensation for the second day."

The amendment was lost.

The bill passed its third reading and was ordered to be sent to the House of Representatives without engrossment.

SPECIAL ORDER.

The hour of 1 o'clock having arrived, the Senate proceeded to ballot for members of the Board of Agriculture.

Messrs. Galloway and Bell were appointed as tellers on the part of the Senate.

Mr. Bishop placed in nomination as member for the First District Mr. J. B. Coffield of Martin County. Mr. Ardrey, for the Committee on Education, placed in nomination the following names: For the First District, Col. R. W. Wharton; for the Fourth District, W. F. Greene; for the Eighth District, Burwell Blanton.

The Senate proceeded to vote as follows:

For R. W. Wharton — Messrs Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bellamy, Butler, Chesson, Courts, Davis of Franklin, Durham, Freeman, Grigsby, Hobson, Lucas, Paine, Parker, Reid, Russell, Shankle, Turner, Twitty, Wilcox and Williams — 25.

For Mr. Coffield — Messrs. Atwater, Bell, Bishop, Bowers, Bryan, Bull, Culbreth, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, McLean, Rose, Skinner, Speight, Sprinkle, Stanford, Walser and White — 20.

For Mr. Green — Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLean, McLarty, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 44.

For Mr. Blanton — Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLean, Paine, Parker, Reid, Russell, Shankle, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 44.

REPORT OF TELLERS.

The Tellers appointed to superintend the election of Trustees for the Training and Industrial School for White Girls submitted the following report:

"We, the undersigned, Tellers on the part of the Senate and House of Representatives to superintend an election for Trustees for the Training and Industrial School for White Girls held at this session of the General Assembly, respectfully report:

In the Senate — Mr. Shaw for the First District, Mr. B. F. Aycock for the Third District, Mr. E. McK. Goodwin for the Fourth District, Mr. M. C. S. Noble for the Sixth District, Mr. R. D. Gilmer for the Ninth District, each received forty votes.

For Trustee for the Second District, Mr. R. H. Stancell eceived thirty-nine votes, Mr. A. B. Deans received one vote.

For Trustee for the Fifth District, Mr. W. H. Holt received thirty-five votes, Mr. H. G. Chatham received one vote, Mr. John W. Woody received five votes.

For Trustee for the Seventh District, Mr. A. C. McAllister received thirty-seven votes, Mr. D. M. Furches received five votes.

For Trustee for the Eighth District, J. M. Spainhour received thirty-eight votes, Mr. D. McMatheson received two votes.

In the House of Representatives — Mr. W. P. Shaw, for the First District, received eighty-six votes; Mr. R. H. Stancell, for the Second District, received eighty-six votes; Mr. B. F. Aycock, for the Third District, received eighty-six votes; Mr. E. McK. Goodwin, for the Fourth District, received eighty-six votes; Mr. H. G. Chatham, for the Fifth District, received eighty-one votes; Mr. M. C. S. Noble, for the Sixth District, received eighty-six votes; Mr. A. C. McAllister, for the Seventh District, received eighty-six votes; Mr. R. H. Spainhour, for the Eighth District, received eighty-six votes;

Mr. R. D. Gilmer, for the Ninth District, received eighty-six votes; Mr. Marshall Holt, for the Fifth District, received six votes; Mr. M. C. English, for the Seventh District, received two votes; Mr. ____ Young, for the Second District, received one vote.

It appearing from the above that Messrs. Stancell, Aycock, Goodwin, Chatham, Noble, McAllister, Spainhour, Gilmer and Shaw have received a majority of all the votes cast, are hereby declared elected for their respective districts.

(Signed) J. A. GREEN,
W. C. SPRINKLE,
Tellers on the part of the Senate.
J. F. RAY,
W. M. WILEY,
Tellers on the part of the House of Representatives."

REPORT OF TELLERS.

The Tellers appointed to superintend the election of members of the Railroad Commission reported as follows:

"We, the undersigned, Tellers on the part of the Senate and House of Representatives, appointed to superintend the election of Railroad Commissioners, respectfully report:

That in the Senate Mr. J. W. Wilson, to be Commissioner for the term of two years and to be Chairman of the said Board of Commissioners, received forty-five votes; Mr. Thomas W. Mason, to be Commissioner for the term of four years, received forty-five votes; Mr. E. C. Beddingfield, to be Commissioner for the term of six years, received forty-four votes; Mr. P. C. Thomas, to be Commissioner for the term of two years, received five votes; Mr. W. T. Faircloth, to be Commissioner for the term of four years and to be Chairman thereof, received five votes; Mr. Thomas B. Long, to be Commissioner for the term of six years, received six votes.

In the House of Representatives — Mr. J. W. Wilson, to be Commissioner for the term of two years and to be Chairman thereof, received ninety votes; Mr. Thomas W. Mason,

to be Commissioner for the term of four years, received eighty-eight votes; Mr. E. C. Beddingfield, to be Commissioner for the term of six years, received eighty-eight votes; Mr. P. C. Thomas, to be Commissioner for the term of two years, received thirteen votes; Mr. W. T. Faircloth, to be Commissioner for the term of four years and to be Chairman thereof, received fourteen votes; Mr. Thomas B. Long, to be Commissioner for the term of six years, received fourteen votes; Mr. Mason, to be Commissioner for six years and to be Chairman thereof, received three votes; Mr. Wilson, to be Commissioner for the term of four years, received three votes; Mr. Wilson, to be Commissioner for the term of six years, received one vote; Mr. Mason, to be Commissioner for the term of six years, received two votes; Mr. Mason, to be Commissioner for the term of two years, received one vote; Mr. Beddingfield, to be Commissioner for the term of two years, received four votes; Mr. Beddingfield, to be Chairman, and for the term of six years, received two votes.

It appearing from the above that James W. Wilson, to be Commissioner for the term of two years and chairman of the Board; Thomas W. Mason, to be Commissioner for the term of four years; E. C. Beddingfield, to be Commissioner for the term of six years, having received a majority of all the votes cast in both Houses of the General Assembly, are hereby elected for the terms respectively designated.

(Signed) GEORGE C. McLARTY,
GEORGE BISHOP,
Tellers on the part of the Senate.
M. L. WOOD,
ALFRED D. JONES,
Tellers on the part of the House of Representatives."

REPORT OF THE TELLERS ON THE ELECTION OF JUSTICES OF THE PEACE.

Mr. Twitty, of Tellers to superintend the election of Justices of the Peace, submitted the following report:

We, the undersigned, Tellers on the part of the two Houses of the General Assembly to superintend the elections of Justices of the Peace by the General Assembly, on Wednesday, March 4, 1891, beg leave to report that we have examined the rolls of the two Houses, and find the following-named persons received a majority of the votes cast in each House of the General Assembly for Justices of the Peace in the various townships of the several counties of the State, to fill vacancies of such Justices of the Peace whose terms expire in August, 1891; also, the Justices of the Peace for such new townships as have been created since the last election of Justices of the Peace; also, Justices of the Peace for such incorporated towns as have no Justices of the Peace now, to-wit:

Whole number of votes cast in the Senate	38
Whole number of votes cast in the House	90
Total	128

And the names hereto attached received—

In the Senate	35 votes.
In the House	88 votes.
Total	123

Whole number of votes cast, ___, of which the above list of nominations received ____.

We therefore declare that the above-named persons, having each received a majority of the votes cast in each House of the General Assembly, have been duly elected Justices of the Peace for their respective townships and counties, as above set forth.

All of which is respectfully submitted.

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Tellers on the part of the Senate.

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Tellers on the part of the House.

ALAMANCE COUNTY.

Albright's township—J. R. Stockard.
Boon Station township—S. A. Holleman, W. S. Tate.
Burlington township—W. A. Erwin.
Cobles' township—J. R. Garrett.
Faucett's township—F. U. Blanchard.
Graham township—Thomas Hurdle.
Melville's township—A. L. Parker.
Morton's township—W. F. Ireland, Horace C. Horton.
Newlin's township—George Stockard, James C. Moore.
Patterson township—H. M. C. Stroud, W. A. Turner.
Pleasant Grove township—Levi Whitehead.
Thompson's township—H. F. Moore.

ALEXANDER COUNTY.

Ellendale township—John B. Echerd.
Gwaltney's township—A. A. Martin, R. P. McLean, J. Y. Williams.
Little River township—Amos Bumgarner, W. N. Barnes, Arthur L. Watts.
Miller's township—W. W. Teague.
Sharpe's township—W. R. Sloan, J. N. Sharpe, Newton C. Beckham.
Sugar Loaf township—Nathan C. Robinett, F. C. Gwaltney.
Taylorsville township—James E. Chatham, Roby Warren, John G. Harrington, James N. Smith
Wittenburg's township—G. P. Bowman, Jonas Cline.

ALLEGHANY COUNTY.

Cherry Lane township—A. M. Smith, R. H. Gentry.
Cranberry township—Terrell Caudill, Felix Absher.
Gap Civil township—George McReeves, J. C. Rouss, T. J. Carson, Jr.
Glade Creek township—Morgan Edwards, William Evans.
Piney Creek township—J. C. Fields, S. H. Halsey, Wm. J. Weaver.
Prather's Creek township—A. M. Long, Allen Jones, H. D. Estess.

ANSON COUNTY.

Ansonville township—James W. Henley.
Burnsville township—J. D. Hyatt.
Gulledge township—John M. Gaddy.
Lanesboro township—Isaac M. Williams.
Lilesville township—L. M. Williams.
Morven township—J. A. Nivens, J. S. Jones, J. F. Ratliff, C. C. Moore.
Wadesboro township—Nelson P. Liles.
White's Store township—Z. T. Redfearn.

ASHE COUNTY.

Chestnut Hill township—John Gentry, Emory Gambill.
Grassy Creek township—E. F. Smith, John A. Pierce.
Hilton township—I. J. Baldwin.
Horse Creek township—F. S. Hampton, John Ham, G. W. Davis.
Jefferson township—W. H. Gentry.
Laurel township—Newell Stewart, James Martin, David May, R. A. Jones.
Obed's township—Mac. Absher, E. C. Sweet.
Old Field township—John Hardin, Thomas Greer, James Bledsoe.
Peak Creek township—Wash. Woody.
Piney Creek township—
Pine Swamp township—Pressley Shepherd, John V. Hartzog.
Stagg's Creek township—John G. Faw, A. S. Eller, J. S. Miller, Felton A. Farmer, James Sapp.
North Fork township—Calvin Maxwell, Jack Sturgill, John Wilson, Alvin Cole, J. H. Hardin.
Creston township—William A. McMillan, Alex. Oliver, Claude Foster, Joseph Maxwell.

BEAUFORT COUNTY.

Bath township—John W. Linton.
Chockowinity township—Charles C. Jones.
Long Acre township—Abner N. Cutlar.
Pantego township—P. P. Wilkerson.
Richland's township—L. R. Mayo.
Washington township—William A. Potts.

BERTIE COUNTY.

Coleraine township—John A. Rayner, C. J. Morris.
Indian Woods township—Charles W. Spruill.
Merry Hill township—E. H. Walke.
Mitchell's township—William A. Mitchell, Edward Harrell, John H. Mitchell, Sr.
Roxobel township—W. P. Harrell.
Snake Bite township—Rufus Cherry.
White's township—George W. Cobb.
Windsor township—A. W. Snell, W. D. White.
Woodville township—E. C. Pittman, J. J. Baymore.

BLADEN COUNTY.

Abbott's township—J. H. Thompson.
Bethel township—Marshall Pait.
Bladenboro township—Nathan Jones.

Brown Marsh township—J. M. Pierce.
Carver's Creek township—A. H. Perry.
Colly township—J. R. Mulford.
Cypress Creek—J. F. Parker.
Elizabethtown township—W. B. Hester.
French Creek township—Calhoun Fredere.
Hollow township—Daniel Patterson.
Lake Creek township—W. C. Johnson.
Turnbull township—M. O. Edge.
White's Creek township—Daniel J. Clark.
White Oak township—C. F. Davis.

BRUNSWICK COUNTY.

Lockwood's Folly township—Lorenzo Sellers, R. Vance Leonard.
Northwest township—J. J. Hawes, F. M. Moore.
Shallotte township—E. L. Stanley, Ben. Bennett, Samuel Bell.
Smithville township—George F. Drew, Richard Dorker, Jr., David Ward.
Town Creek township—Joseph W. Gay, Nixonton Ottoway, Sam. D. Swindell.
Waccamaw township—J. W. Grady, G. B. Ward.

BUNCOMBE COUNTY.

Asheville township—A. A. Penland.
Avery's Creek township—J. T. Carter.
Black Mountain township—J. M. McKoy.
Fairview township—S. F. Williams.
Flat Creek township—Isaac Holcombe.
French Broad township—
Ivy township—
Leicester township—
Limestone township—T. R. Rickman.
Lower Hominy township—
Reems' Creek township—J. G. Chambers.
Sandy Mush township—
Swannanoa township—
Upper Hominy township—W. H. Green.

BURKE COUNTY.

Icard township—
Linville township—
Lovelady township—J. A. Ballinger.
Lower Creek township—Pink Corpening.
Lower Fork township—

Morganton township—J. A. Date, George L. Phifer.
Quaker Meadow township—
Silver Creek township—W. H. Pool, C. E. Tate, H. C. Fisher.
Smoky Creek township—
Upper Creek township—J. A. Cox.
Upper Fork township—R. A. Denton, F. E. Cook, J. M. Carswell.

CABARRUS COUNTY.

No. 1 township—E. C. Davis.
No. 2 township—T. H. Robinson.
No. 3 township—E. G. Erwin.
No. 4 township—Rufus Cline.
No. 5 township—
No. 6 township—George E. Ritchie.
No. 7 township—A. S. Lentz.
No. 8 township—D. H. Ridenour.
No. 9 township—A. L. Barrier.
No. 10 township—J. C. McEachern.
No. 11 township—T. C. Faggart.
No. 12 township—W. A. Patterson.

CALDWELL COUNTY.

Globe township—H. N. Coffey, Silas C. Coffey, E. D. Crisp, F. P. Moore.
John's River township—J. H. Dickson.
King's Creek township—John P. Carlton, Joseph L. Beach, J. T. Parlier.
Lenoir township—E. H. Crump, Wm. C. Corpening, Sr., Nelson A. Miller.
Little River township—W. A. White, J. Wilson West.
Lovelady township—T. J. Yount, E. E. Cline, G. P. Suttlemyre.
Lower Creek township—John G. Ballew, H. H. D. Hoover.
North Catawba township—D. A. Griffin, A. G. Corpening, W. M. Smith, Julius P. Bush.
Patterson township—John A. Wakefield, W. H. Frith.
Yadkin township—John R. Steele, W. J. Harrington, Richard H. Pipes.

CAMDEN COUNTY.

Court House township—T. B. Boushall, E. M. Mercer.
Shiloh township—G. C. Barco.
South Mills township—Joseph A. Spencer.

CARTERET COUNTY.

Beaufort township—L. A. Potter, C. S. Bell, J. H. Davis, D. W. Russell.
Hunting Quarter township—John O. Mason, Simon H. Styron.

Morehead township—M. F. Arendell.
Newport township—James R. Bell, D. S. Quinn.
Portsmouth township—Benjamin R. Dixon, James Mayo, John B. Roberts, Thomas S. Gaskill.
Smyrna township—Isaiah D. Smith.
Strait's township—T. M. Gillikin.
White Oak township—

CASWELL COUNTY.

Anderson's township—William L. Walker.
Dan River township—John G. Denny.
Hightower township—John A. Johnston.
Leasburg township—Robert P. Smith.
Locust Hill township—Albert R. Blackwell.
Milton township—L. H. Hunt.
Pelham township—W. H. Gatewood, James M. Hodges.
Stoney Creek township—Walter A. Maynard.
Yanceyville township—Monroe Oliver.

CATAWBA COUNTY.

Baudy township—
Caldwell's township—
Catawba township—J. H. Trollinger, M. J. Cochran.
Cline's township—T. H. Bumgarner.
Hickory township—J. W. Mouser.
Jacob's Fork township—A. C. Shuford.
Mountain Creek township—Dr. W. B. Ramsey, C. H. Lester.
Newton township—A. D. Shuford.

CHATHAM COUNTY.

Albright's township—W. T. Vestal.
Baldwin township—W. C. Mann.
Bear Creek township—J. A. Caviness.
Cape Fear township—J. E. Bryant.
Centre township—W. N. Straughan.
Gulf township—G. A. Murchison.
Hadley's township—Oliver Clark.
Hickory Mountain township—James N. Green.
New Hope township—W. T. Edwards, J. Q. Bryant.
Matthews township—W. F. Dorsett.
Oakland township—W. H. Wicker, R. P. Womble.
Williams' township—A. J. Riggsbee.

CHEROKEE COUNTY.

Beaver Dam township—
Hot House township—S. W. Lefever.
Murphy township—
Notla township—A. H. Davidson, J. W. Blackwell.
Shoal Creek township—J. B. Suits.
Valley Town township—

CHOWAN COUNTY.

Edenton township—
Wardville township—W. C. Ward.
Middle township—
Centre Hill township—John A. Bunch.
Upper township—
Yeopim township—

CLAY COUNTY.

Brasstown township—W. F. Plott, Abel Hyatt.
Hayesville township—A. N. Leatherwood, J. A. Penland, T. C. Lovin, T. H. Hancock.
Hiawassee township—Taylor Ledford, W. T. Allison, R. E. Long.
Shooting Creek township—T. C. Kitchens.
Tusquittee township—

CLEVELAND COUNTY.

No. 1 township—J. T. Wood, S. R. Humphries.
No. 2 township—D. S. Lovelace.
No. 3 township—W. O. McEntire, J. H. Quinn.
No. 4 township—T. Patterson, Francis Patterson.
No. 5 township—T. F. Gooce, D. H. Elliotte.
No. 6 township—W. H. Hardin, W. P. Beam, R. C. Harmon, John McWebb.
No. 7 township—W. A. Martin.
No. 8 township—J. F. Eaken.
No. 9 township—Perry Wright.
No. 10 township—J. L. Falls, Jr., W. E. Ledford.
No. 11 township—J. W. Bumgardner.

COLUMBUS COUNTY.

Bogue township—Thomas Barnfoot.
Bug Hill township—J. J. C. Gore.
Chadbourne township—W. E. Thigpen.
Fairbluff township—
Lee's township—J. W. Gore.

Ransom township—
Tatom's township—
Waccamaw township—Crannall Brown.
Welch's Creek township—D. M. Smith.
Western Prong township—George W. Meadows.
Whiteville township—A. J. Thompson.
Williams' township—S. F. Norris.

CRAVEN COUNTY.

No. 1 township—E. A. Askins.
No. 2 township—Alfred Gaskins.
No. 3 township—G. W. Richardson.
No. 4 township—
No. 5 township—L. W. Gilbert.
No. 6 township—James H. Hunter.
No. 7 township—John S. Fisher.
No. 8 township—Edward S. Street.
No. 9 township—L. H. French.

CUMBERLAND COUNTY.

Beaver Dam township—Morris Hall.
Black River township—Z. Taylor, Isaac W. Taylor.
Carver's Creek township—C. D. Nixon, Walter Ray.
Cedar Creek township—J. B. Downing, N. C. Thagard.
Cross Creek township—W. D. Gaster, R. W. Hardin, W. S. Cook.
Flea Hill township—J. A. McLaurin.
Gray's Creek township—J. D. Johnson, Jesse B. Carver.
Rockfish township—E. A. Poe, O. A. Robins.
Seventy-first township—J. A. McPherson, M. N. Monroe.
Little River township—Hector Smith.
Quewhiffle township—D. K. McDuffie, N. S. Blue.

CURRITUCK COUNTY.

Atlantic township—J. B. Owens.
Crawford township—Henry Welstead.
Fruitville township—Elias Williams.
Moyock township—Thomas Jones.
Poplar Branch township—V. L. Pitts.

DARE COUNTY.

Croatan and Stumpy Point township—William Mann, L. D. Harper, George W. Harper.

East Lake township—Daniel Sanderlin, George W. Owens, J. E. Conrad, Thomas W. Coin.

Hatteras township—A. G. B. Salter, J. J. Barrett.

Kinnikeet and Chicamacornico township—J. B. Midgett, W. W. Midgett, Rowan Hooper.

Nag's Head township—J. B. Hancock, Spencer Davis, C. J. Dough.

DAVIDSON COUNTY.

Alleghany township—J. G. Surratt.
Abbott's Creek township—C. P. Hedgecock.
Arcadia township—J. R. Evans.
Boone township—William D. Davis.
Clemmonsville township—
Conrad Hill township—J. M. Regan.
Cotton Grove township—
Emmons township—A. J. Beck, B. J. Harrison.
Healing Springs township—Thomas H. Daniel.
Jackson's Hill township—W. B. Yarborough, W. A. Reed, Samuel L. Surratt.
Lexington township—David T. Frits, James Smith, William A. Heitman.
Midway township—J. F. S. Eller.
Reedy Creek township—J. S. Delap, Jefferson Younts, John Warner.
Silver Hill township—V. B. Tussey, James I. Stoner, Henderson Cross.
Thomasville township—Isham Regan, J. H. Lambeth, John W. Bowers.
Tyro township—
Yadkin College township—William L. Thompson, T. S. Dale, Z. M. Rea.

DAVIE COUNTY.

Calahan township—Scott Smoot, A. A. Anderson.
Clarksville township—Isaac Roberts, E. Frost.
Farmington township—J. M. Johnson, James Taylor.
Fulton township—C. F. Anderson, J. H. Hanes.
Jerusalem township—Francis W. Charles, P. W. Booe.
Mocksville township—S. A. Dula, P. A. Miller, M. R. Chaffin.
Shady Grove township—I. H. Mock, Thomas Allen.

DUPLIN COUNTY.

Albertson township—N. B. Stroud.
Cypress Creek township—D. M. Sholar, M. T. Horne.
Faison township—H. J. Faison.
Glisson township—B. F. Bennett, S. M. Waller, W. B. Herring.
Island Creek township—D. T. McMillan.
Kenansville township—B. F. Pearsall.

Limestone township—L. A. Kennedy.
Magnolia township—J. H. Heath.
Rock Fish township—Ira J. Johnson, N. F. Register.
Smith's township—T. Q. Hall.
Warsaw township—
Wolfscrape township—R. D. Bennett, Daniel R. Brown.

DURHAM COUNTY.

Cedar Fork township—Joseph T. Green, Hugh Green.
Durham township—William Lipscombe.
Lebanon township—Thomas Lipscombe.
Mangum township—F. S. Leathers.
Patterson township—J. W. Cameron.
Oak Grove township—

EDGECOMBE COUNTY.

No. 1 township—C. W. Jeffreys.
No. 2 township—W. G. W. Leigh.
No. 3 township—W. G. Turner.
No. 4 township—L. B. Knight.
No. 5 township—W. C. Bradley.
No. 6 township—
No. 7 township—D. H. Barlow.
No. 8 township—W. G. Harrell, W. E. Sugg.
No. 9 township—Amos W. Wooten.
No. 10 township—W. F. Walston.
No. 11 township—D. T. Britt.
No. 12 township—C. L. Killebrew.
No. 13 township—P. H. Edge.
No. 14 township—Fenner Gay.

FORSYTH COUNTY.

Abbott's Creek township—P. W. Roper, Julius Stafford.
Belew's Creek township—
Bethania township—J. F. Conrad, J. E. Zigler.
Broadbay township—J. H. Sink.
Kernersville township—
Lewisville township—C. E. Harper, Albert Jones, Dr. C. Jones.
Middle Fork township—E. W. Linville, Charles W. Mastin.
Old Richmond township—E. L. Reed, E. W. Nash.
Old Town township—F. N. Pfaff, A. C. Davis.
Salem Chapel township—

South Fork township—J. J. Shore, Theo. Kimel.
Vienna township—E. C. Dull, C. F. Mickel.
Winston township—T. H. Pegram, Jr., H. W. Barrow, W. A. Meroney.
Clemmonsville township—S. S. Jones, T. W. Griffith, E. Stroupe, J. C. Wammack, J. A. Sheek.

FRANKLIN COUNTY.

Cedar Rock township—T. W. Stokes, G. B. H. Stallings.
Cypress Creek township—T. W. Davis.
Dunn township—W. K. Phillips.
Franklinton township—W. H. Mitchell.
Freeman's township—F. P. Pierce.
Gold Mine township—Peter Collins, Thomas Brewer.
Harris' township—T. L. Carmichael, N. B. Young.
Hayesville township—R. G. Winn, Sr., B. W. Wilson.
Louisburg township—J. J. Allen.
Sandy Creek township—Arthur Monger, E. McGupton.

GASTON COUNTY.

Cherryville township—J. T. R. Damron.
Crowder's Mountain township—R. H. Garrett, J. A. Neill, John T. Oates.
Dallas township—Jonas Pasour.
Gastonia township—W. A. Pearson, A. C. Strout.
River Bend township—
South Point township—L. H. Stowe, A. R. Andrews, W. T. McLean, C. C. Cornwell.

GATES COUNTY.

Gatesville township—R. O. Riddick.
Hall township—W. K. Lawrence, B. B. Lee.
Hastett's township—N. B. Felton, E. J. Freeman, Wiley Wiggins.
Holly Grove township—T. M. Pierce.
Hunter's Mill township—T. J. Riddick, Joseph R. Eason.
Mintonsville township—Hill J. Reed, Alex. Carter.
Reynoldston township—William McP. Goodman, Ernest L. Smith.

GRAHAM COUNTY.

Robbinsville township—
Stecoah township—A. M. Edwards, M. A. Crisp, J. C. Gunter.
Yellow Creek township—A. A. Wall, W. M. Barnes, J. M. Ryner.
Cheoah township—N M. E. Slaughter, T. A. Carpenter, G. W. Hooper, Reuben Rogers.

GRANVILLE COUNTY.

Brassfield township—J. D. Davis.
Dutchville township—M. L. Coley, W. T. Adams.
Fishing Creek township—E. C. Montague.
Oak Hill township—B. F. Winston.
Oxford township—W. K. Thomas, A. C. Parham.
Sassafras Fork township—Wilkins Stoval.
Tally-Ho township—Radford Gooch.
Walnut Grove township—G. S. Latta.
Salem township—J. B. Parham, 2 years; Amos Dean, 4 years; C. F. Crews, 6 years.

GREENE COUNTY.

Bull Head township—Lemuel Dawson, Jr.
Carr's township—W. B. Fields.
Hookerton township—Hardy P. Sugg.
Olds' township—Frank L. Rouse.
Ormondsville township—Elias Turnage, J. A. Edwards, Sr.
Shine township—S. L. Lynch.
Snow Hill township—L. J. H. Mewborne.
Speight's Bridge township—J. T. Ward.
Willow Green township—F. T. Carr.

GUILFORD COUNTY.

Centre township—Levi P. Walker.
Clay township—D. H. Coble.
Deep River township—T. C. Starbuck.
Fentress township—Wesley Coble.
Friendship township—O. C. Wheeler.
Gilmer township—John A. Pritchett.
Greene township—David Coble.
High Point township—R. C. Charles.
Jamestown township—P. H. Hodson.
Jefferson township—C. H. Wooters.
Madison township—Edward A. Fields.
Monroe township—W. J. Ector.
Morehead township—J. B. Balsley.
Oak Ridge township—Lafayette Gant.
Rock Creek township—J. C. Clapp.
Summer township—Walter R. McCuiston.
Summerfield township—J. M. McMichael.
Washington township—C. A. Tickle.

HALIFAX COUNTY.

Brinkleyville township—F. M, Parker.
Butterwood township—E. A. Thorne, B. B. Nicholson.
Conoconara township—
Enfield township—J. H. Whitaker.
Faucett's township—W. R. Neville, W. H. Hux.
Halifax township—H. J. Carraway.
Littleton township—W. W. Martin.
Palmyra township—E. W. Hyman.
Roseneath township—R. H. Purrington.
Scotland Neck township—J. H. Darden, J. B. Neal.
Weldon township—W. A. Daniel.

HARNETT COUNTY.

Anderson's Creek township—Hugh D. McCormick, H. A. Black.
Averasboro township—J. W. Lucas, E. A. Parker.
Barbecue township—E. S. Smith.
Buckhorn township—R. T. Spence, N. T. Johnson, W. A. Dewar.
Black River township—J. P. Hunnycutt.
Grove township—W. B. McKay, C. D. Stewart, J. A. Stewart.
Hector's Creek township—D. E. Greene, G. D. Spence, Benj. Gardner.
Johnsonville township—Archibald McDiarmid.
Lillington township—B. F. Shaw, Z. T. Kivett.
Neill's Creek township—W. J. Long.
Stewart's Creek township—J. P. Hodges, W. H. Allen.
Upper Little River township—T. A. Harrington.

HAYWOOD COUNTY.

Beaver Dam township—Joseph M. Blalock, Parker McGee.
Cataloochee township—E. T. Harrell, Hiram Caldwell.
Clyde township—A. G. Osborne.
Crab Tree township—Laurence Walker, O. O. Sanford, James Swayngum.
East Fork township—Fidelo Howell.
Fine's Creek township—H. L. Kingsmore, Jesse M. Noland.
Iron Duff township—J. M. Queen.
Ivy Hill township—W. L. Justice, C. M. Carpenter.
Jonathan's Creek township—J. C. Leatherwood, A. H. Justice.
Pigeon township—J. W. Long, Joseph Cathey.
Waynesville township—W. H. Faucett, J. R. Cowan.

HENDERSON COUNTY.

Blue Ridge township—H. P. King.
Clear Creek township—George W. Love.
Crab Creek township—Charles S. Orr.
Edneyville township—Mark L. Edney.
Greene River township—Joseph W. Ward.
Hendersonville township—George Holmes.
Hooper's Creek township—William G. McDowell.
Mill River township—A. E. Posey, Sr.

HERTFORD COUNTY.

Harrellsville township—William J. Lloyd.
Maney's Neck township—Samuel P. Winborne.
Murfreesboro township—Uriah Vaughan.
St. John's township—Lee Tayloe.
Winton township—James H. Matthews.

HYDE COUNTY.

Currituck township—B. L. S. Dunbar.
Fairfield township—
Lake Landing township—J. M. Benson.
Ocracoke township—W. J. Twiddy, Wm. H. Ballance, John W. McWilliams.
Swan Quarter township—J. R. Credle, D. S. Jarvis, W. R. Carrawan.

IREDELL COUNTY.

Barringer township—J. C. Shinn.
Bethany township—W. H. Aderholt.
Chambersburg township—H. T. Johnston.
Coddle Creek township—B. F. Sumrow.
Concord township—James P. White.
Cool Springs township—J. A. Houpe.
Davidson township—James Black.
Eagle Mills township—E. E. Smith.
Fallstown township—A. P. Clark.
New Hope township—O. G. Williams.
Olin township—J. C. Siceloff.
Sharpsburg township—A. A. Hines.
Shiloh township—A. J. H. Thomas.
Statesville township—John Bradley.
Turnersburg township—N. J. Gaither.
Union Grove township—T. N. Summers.

JACKSON COUNTY.

Barker's Creek township—J. B. Raby, S. C. Allison.
Canada township—H. R. Brown, A. J. Parker.
Caney Fork township—Robert Coward.
Cashie's Valley township—
Cullowhee township—
Dillsboro township—C. W. McDade.
Hamburg township—J. P. Stewart, John Collins.
Quallatown township—C. A. Bird.
River township—
Savannah township—J. C. Reed, W. C. Tathum.
Scott's Creek township—S. R. Cook, Robert Fisher.
Sylva township—Walton Allen.
Webster township—William Rhineheart.
Oconalufta township—J. L. Floyd.

JOHNSTON COUNTY.

Beulah township—H. F. Gerald, H. H. Richardson.
Bentonsville township—Robert Strickland.
Boone township—L. P. Creech, William Rains.
Clayton township—H. A. McCullers, D. O. McCullers, D. H. Williams.
Cleveland township—
Elevation township—James W. Stevenson, J. H. Smith, W. A. Lassiter.
Ingram's township—G. W. Massengill, A. R. Keene.
O'Neal's township—J. A. Narrion.
Meadows' township—J. Q. Johnson, S. P. M. Taut.
Pleasant Grove township—
Selma township—Charles F. Kirby.
Smithfield township—Robert Saunders.
Wilder's township—J. W. Hocutt.
Wilson's Mills township—

JONES COUNTY.

Beaver Creek township—J. R. Hargett.
Cypress Creek township—A. F. Cox.
Pollocksville township—H. C. Foscue, R. N. White.
Trenton township—
Tuckahoe township—Edgar Rouse.
White Oak township—Lewis Bynum.

LENOIR COUNTY.

Falling Creek township—Dempsey Wood.
Institute township—James K. Aldridge.

Kinston township—Wirte Saunders.
Moseley Hall township—K. E. Sutton.
Contentnea Neck township—R. W. Pope.
Neuse township—E. G. Tyndall.
Pink Hill township—George Turner.
Sand Hill township—J. W. Taylor, G. V. Richardson.
Southwest township—E. P. Loftin.
Trent township—A. W. Whitfield.
Vance township—Lemuel Taylor.
Woodington township—

LINCOLN COUNTY.

Catawba Springs township—D. K. C. Wilkinson, W. F. Kelly.
Howard's Creek township—Philip Carpenter.
Ironton township—S. S. Morris.
Lincolnton township—
North Brook township—O. C. Thompson, Craven Willis.

MACON COUNTY.

Burnington township—P. C. Wild.
Cartoogechage township—W. B. Setser.
Cowee township—A. B. Dalton.
Ellijay township—R. A. Jacobs, N. J. Rush.
Franklin township—John Reid, George McPherson.
Highlands township—T. B. White, W. R. McCall.
Mill Shoals township—John Elmore.
Nantahala township—Jason Morgan, J. A. Baldwin, J. W. Harris.
Smith's Bridge township—W. J. Grist.
Sugar Fork township—J. K. Bryson.

MADISON COUNTY.

No. 1 township—M. Davis.
No. 2 township—Kelsey Brigman, J. S. Tweed.
No. 3 township—
No. 4 township—Don Anderson, H. L. McLean, N. W. Anderson.
No. 5 township—W. P. Bryan.
No. 6 township—M. M. Treadway, M. Teague.
No. 7 township—J. B. Roberts, Logan Lunsford, Willis Payne.
No. 8 township—J. P. McLean, A. E. Brown, R. H. Hipps.
No. 9 township—W. F. Ramseur, B. W. Hill.
No. 10 township—Joe Bishop.
No. 11 township—J. C. Davis, J. S. Ponder, F. M. Marshbank.

No. 12 township—G. Wild, Amos J. Roberts, E. P. Goforth, N. Buckner.
No. 13 township—M. J. Balding, W. G. Gregory.
No. 14 township—George Brown.

MARTIN COUNTY.

Beargrass township—J. F. Bailey.
Cross-Roads township—H. W. Holliday, John B. Burroughs.
Goose Nest township—John T. Hyman.
Griffin's township—David R. Daniel.
Hamilton township—T. W. Ward, R. H. Salsbury.
Jamesville township—
Poplar Point township—Joseph R. Ballard.
Robersonville township—
Williams' township—N. T. Riddick.
Williamston township—J. L. Ewell.

M'DOWELL COUNTY.

Brackett's township—Thomas Mauney, J. M. Raburn, D. L. Welburn.
Broad River township—J. H. Garrison.
Crooked Creek township—R. M. Burgin, J. L. Bird.
Dysartville township—Wm. H. Taylor, R. H. Sisk.
Finley township—I. S. Stacey.
Higgins' township—O. L. Goforth, A. C. Gardin.
Marion township—J. H. Huskins.
Mumford's Cove township—J. R. Harris, J. K. Neal.
North Cove township—W. J. English, James D. Avery, Joseph D. Conley, Samuel G. Good.
Old Fort township—M. G. Pendergrass, J. C. Sandlin, Wm. H. Marshburn.

MECKLENBURG COUNTY.

Berryville township—George L. Sadler.
Charlotte township—J. J. Gormley.
Clear Creek township—P. M. Ritch.
Crab Orchard township—G. C. Morris.
Dewese township—C. W. Johnston.
Huntersville township—
Long Creek township—R D. Whitley.
Mallard Creek township—J. B. Thomason.
Morning Star township—S. B. Smith.
Paw Creek township—R. B. Alexander, J. M. Grice.
Pineville township—Oswald Alexander, M. A. Edwards.
Providence township—W. M. Matthews, J. M. Rea, E. O. Conegland.

Sharon township—Henry Hunter.
Steel Creek township—Joab C. Smith.

MITCHELL COUNTY.

Bakersville township—Thomas P. Baker, Peter Grindstaff, R. F. McKinney, H. T. Wilson.
Cranberry township—Robert Ellis, Ed. Young, David Manning, A. C. Gaultney.
Grassy Creek township—Calvin Wood, William Davenport, D. F. Blalock, Charles Sparks
Hollow Poplar township—David Tipton, Sanders Hughes.
Harrell's township—A. Kelly Hall, Thomas Greene, William Buchanan.
Linnville township—W. E. Blackburn, M. W. Clay, Thomas W. Wright, Leroy Franklin, John C. Carpenter, James Carroll, Rube Carpenter, J. W. Farthing.
Little Rock Creek township—John Edwards.
Red Hill township—Thomas G. Phillips, Henry Masters.
Toe River township—Aaron A. Wiseman, James Mace, A. Gus. Childs, Edward Wiseman, LaFayette Wiseman.
Snow Creek township—James Phillips, Sol. R. Hensley, John R. Gouge, S. Fleming Hensley.

MONTGOMERY COUNTY.

Cheek Creek township—James Thompson, K. E. McAuley, J. H. LeGrand.
Eldorado township—John F. Cotton, W. G. Redwine, Alex. M. Russell.
Flaggtown township—
Hill township—J. Frank Deaton, E. K. Auman, Spinks Maness.
Hollingsworth township—J. M. Fox, Daniel M. Hunsucker, Neill Leach, W. F. McMaster.
Little River township—N. J. Eury.
Mount Gilead township—E. M. Williams.
Ophir township—W. G. Davis.
Pee Dee township—W. K. Beachner, A. R. Moore, H. P. Montgomery.
Rocky Springs township—S. T. Usher, W. T. Roper.
Troy township—C. C. Wade, J. M. Reynolds, George W. Morris, David A. Leach.
Uwharrie township—

MOORE COUNTY.

Ben Salem township—D. C. Barrett.
Cape Fear township—D. R. McIver.
Carthage township—Daniel Harmon, J. C. B. Muse.
Deep River township—A. J. Jones.
Greenwood township—A. A. McPhail, J. W. Scott, Sr., C. E. Jones.

Jonesboro township—A. A. F. Seawell, Jr., R. M. Phillips, S. B. Worthy, Dr. A. J. Munroe, W. M. Brooks.
McNeill's township—A. A. Ray, D. D. F. Cameron, T. D. McLean.
Mineral Springs township—N. D. J. Clark, D. A. Blue, David Page.
Pocket township—George Cole, J. R. Gilbert.
Ritter's township—W. R. Muse, W. L. Ritter.
Sanford township—G. W. Temple, J. R. Weatherspoon, Thomas Hornady.
Sand Hill township—C. W. Shaw, John Campbell, John S. Blue.
Shuffield's township—W. G. Carter, Solomon Howard.

NASH COUNTY.

Bailey's township—Z. R. Bissett.
Castalia township—C. F. Boddie, Thos. A. Sills, Walter Kittrells, Alpheus Hinton.
Cooper's township—Kinchen Joyner, George Strickland.
Ferrell's township—John L. Bryant, K. W. Ballentine.
Griffin township—Miles Bobbitt.
Jackson township—A. A. Morgan, Iredell J. Williams, J. H. Strickland.
Manning township—B. L. Holland, John T. Fulford.
Nashville township—C. L. Boddie, J. P. Jenkins.
Rocky Mount township—M. T. Williams, V. B. Carter, M. B. Williford.
Stony Creek township—
Whitaker's township—

NEW HANOVER COUNTY.

Cape Fear township—Joseph T. Kerr.
Federal Point township—John Canady.
Harnett township—H. D. Murrell.
Masonboro township—Joseph P. Montgomery.
Wilmington township—L. S. Belden, B. F. Hall, William Ulrich, J. M. McGowan.

NORTHAMPTON COUNTY.

Gaston township—D. B. Zollicoffer, B. M. Pugh, W. L. Stanley.
Jackson township—Jeremiah Gay, J. E. Moore.
Kirby township—Joseph A. Garris, D. N. Stephenson.
Occoneechee township—W. H. Joyner, Bennett Stephenson.
Rich Square township—W. T. Baughan, H. C. Edwards, E. P. Outland.
Roanoke township—C. W. Brittain, William Grant.
Seaboard township—W. R. Hart, A. H. Reid.
Wiccamu township—J. D. Bottoms, Kinchen Davis.

ONSLOW COUNTY.

Jacksonville township—J. R. Marshborn.
Richland's township—J. R. Franck, F. D. Shaw.
Stump Sound township—D. F. Sandlin.
Swansboro township—W. W. Russell, L. O. Fonville, J. A. Freshwater.
White Oak township—John L. Morton.

ORANGE COUNTY.

Bingham township—D. M. Durham.
Cedar Grove township—S. Y. Hall.
Chapel Hill township—C. W. Johnston.
Hillsboro township—J. W. Riley.
Little River township—S. P. Tapp.

PAMLICO COUNTY.

No. 1 township—George Dees, D. W. Brinson, J. B. Sawyer.
No. 2 township—W. H. Lewis, C. R. McCleese.
No. 3 township—J. W. Miller, H. W. Cowell.
No. 4 township—J. C. Alcock, E. B. Credle.
No. 5 township—George W. Brinson, Isaac Lewis.

PASQUOTANK COUNTY.

Elizabeth City township—H. T. Greenleaf.
Mount Hermon township—H. C. Wood.
Newland township—W. J. Williams.
Nixonton township—Alex. Armstrong.
Providence township—Simeon Pritchard.
Salem township—W. S. Davis.

PENDER COUNTY.

Burgaw township—R. W. Collins.
Caintuck township—
Caswell township—A. L. Hubbard.
Columbia township—S. B. Costen.
Grady township—
Holly township—J. R. Bennerman, K. F. Powers.
Long Creek township—W. W. Larkins.
Rocky Point township—T. A. McLendon.
Topsail township—J. B. Davis.
Union township—Isaiah Carroll.

PERQUIMANS COUNTY.

Belvidere township—Robert J. White.
Bethel township—W. T. Jones, H. P. Ambrose, T. J. Long.
Hertford township—J. P. Winslow, T. J. Sutton.
New Hope township—H. M. Spencer.
Parkville township—J. M. Symonds, Joshua Skinner.

PERSON COUNTY.

Allensville township—J. S. Garrett, W. T. Melton.
Bushy Fork township—J. S. Brooks, J. S. Coleman.
Cunningham township—P. H. Clay, J. S. Cunningham.
Flat River township—W. A. Blalock.
Holloway's township—G. D. Neal, William H. Bailey.
Mount Tirzah township—G. G. Moore, James S. Noell.
Olive Hill township—C. M. G. Wagstaff, Thomas J. Stephens.
Roxboro township—Green Daniel, J. C. Vanhook, John O'Briant.
Woodsdale township—Henry G. Clayton, J. S. Roberson, William Jones.

PITT COUNTY.

Beaver Dam township—G. T. Tyson.
Belvoir township—Hugh Cobb.
Bethel township—F. C. Martin.
Carolina township—A. B. Congleton.
Chicod township—E. S. Dixon.
Contentnea township—J. D. Cox, W. H. Williams.
Falkland township—E. T. Williams, Andrew Joyner.
Farmville township—J. N. Bynum.
Greenville township—Allen Warren.
Pactolus township—McG. Holliday.
Swift Creek township—N. R. Cory.

POLK COUNTY.

Columbus township—Frank Henderson, D. V. Rhodes, W. H. McFarland.
Cooper's Gap township—Thomas Edgerton, Jr., Robert L. Hamilton.
Green's Creek township—James Wilkins, W. B. Feagans.
Tryon township—J. B. Lindsey, W. E. Mills.
White Oak township—Henry T. Green, George Splawn, Stephen Cowart.

RANDOLPH COUNTY.

Ashboro township—Nathaniel Brown.
Back Creek township—

Brewer township—
Cedar Grove township—Uriah Pressnell.
Columbia township—John H. Burgess.
Concord township—
Franklinsville township—O. R. Cox.
Grant township—
Liberty township—W. P. Fox, L. H. Smith.
New Hope township—T. W. Ingram.
New Market township—
Pleasant Grove township—J. M. Green.
Providence township—J. W. Pugh.
Randleman township—William Brown, James N. Caudle.
Richlands township—Eli C. Phillips.
Tabernacle township—A. B. Finch.
Trinity township—
Union township—

RICHMOND COUNTY.

Beaver Dam township—William W. Graham.
Black Jack township—E. N. Ingram, A. C. Benton.
Laurel Hill township—Hector McLean.
Mark's Creek township—B. Whiting, John Cowan.
Mineral Springs township—S. N. Bostick, W. F. Roper.
Steele's township—P. A. Ledbetter, W. H. LeGrand.
Stewartsville township—James M. Graham, J. D. Bundy.
Wolf Pit township—John C. Ellerbee.
Rockingham township—A. M. McAuley, W. C. Leak.
Williamson township—J. C. Mason.
Spring Hill township—A. B. McDonald, 2 years; William Johnson, 4 years; John B. McNeill, 6 years; L. W. McNeill, 6 years; J. D. Connelly, 6 years.

ROBESON COUNTY.

Alfordsville township—O. C. Falks, Charles McRae.
Blue Springs township—
Back Swamp township—Neill Townsend, A. S. Thompson, W. F. Howell.
Britt's township—James L. Thompson, John F. Ward.
Harrellsville township—W. J. Rogers, E. J. Kinlaw.
Lumberton township—L. S. Townsend, J. A. McAllister, J. T. Privatt.
Lumber Bridge township—W. C. McPhail, J. R. Rackley.
Philadelphus township—
St. Paul's township—J. D. McGeachy, W. S. Johnson, Z. T. McMillan.
Sterling's Mills township—
Red Springs township—R. T. Covington.
Smith's township—D. L. Stewart, Daniel Wilkinson.

Shoe-Heel township—W. F. Steed, G. B. Sellers, W. B. Harker, R. T. McElyea.

Thompson's township—Donald McLeod, L. R. Hamer, D. P. McKinnon.

Wishart's township—Wellington Wishart, R. McK. Rozier.

White House township—A. E. Floyd.

ROCKINGHAM COUNTY.

Huntsville township—James Holton, William Dalton.

Leaksville township—John W. Edwards, John T. Turner.

Mayo township—Robert Price, Patrick Galliher, J. H. Grogan.

Madison township—J. A. Vernon, Lindsay Wall, J. H. Price, C. A. McGehee, R. J. Lewellyn.

New Bethel township—Joseph McCollum, Ham Garrett.

Simpsonville township—J. W. Hutcherson, G. S. Kernodle, A. R. Troxler, James A. Coleman.

Ruffin township—W. R. Saunders, W. S. Carter, J. R. Hopper, Taylor Hagood.

Williamsburg township—E. D. Paschal, G. M. Hazell, Joseph L. Mayrick, Robert Williams, R. A. Holderby.

Wentworth township—W. R. Saunders, J. C. Lastley.

ROWAN COUNTY.

Atwell township—J. F. McLean.

China Grove township—M. A. Stirewalt, C. A. Linn, J. L. Sifford.

Franklin township—A. L. Hall.

Gold Hill township—M. J. Earnhart.

Litaker township—J. K. P. Heilig.

Locke township—J. Frank Robbinson.

Morgan township—Isaac M. Shaver.

Mt. Ulla township—Phi. Alexander.

Providence township—H. C. Agnew.

Salisbury township—William Smithdeal, J. W. Brown.

Scotch-Irish township—E. P. Hall, Haywood Harper.

Steele township—Robert L. Blackwelder.

Unity township—M. A. Thomason, Caleb Penninger, J. K. Culbertson.

RUTHERFORD COUNTY.

Camp Creek township—R. H. Barnes.

Chimney Rock township—J. M. Frady.

Colfax township—A. S. Harrill, J. T. Fortune.

Cool Springs township—J. W. Davis, I. N. Biggerstaff.

Duncan's Creek township—T. J. Stroud, J. Plats, D. Withrow.

Golden Valley township—P. C. Smalley.
Green Hill township—J. T. Edwards, Mont. Lynch.
High Shoals township—J. J. Camp.
Logan's Store township—Monroe Hardin.
Morgan township—C. J. Flack, Devault Coon.
Rutherfordton township—J. F. Arrowood, George H. Mills.
Sulphur Springs township—J. O. Simmons.
Union township—J. A. McClure.

SAMPSON COUNTY.

Dismal Swamp township—R. O. Autrey.
Franklin township—W. U. Newkirk.
Hall's township—R. K. Herring.
Honeycutt's township—A. T. Herring.
Lisbon township—A. M. Blackburn.
Little Coharie township—M. M. Hall.
McDaniel's township—W. J. Watson.
Mingo township—J. D. Williams.
Newton Grove township—Uriah Hill.
Piney Grove township—J. S. Hines.
Taylor's Bridge township—V. J. McArthur.
Turkey township—William Kirby, R. M. Middleton.
Westbrook township—Ransom West.
North Clinton township—H. J. Duncan.
South Clinton township—Warren Johnson.

STANLY COUNTY.

Albemarle township—T. F. Lilly.
Almond township—
Big Lick township—M. A. Whitley, James Eford.
Centre township—
Furr township—P. P. Sell, John A. Furr, Julius Little.
Harris township—V. Manney.
Ridenhour township—G. S. Ewing, J. A. Troutman.
Tyson township—J. E. Mauldin, Ben. Foreman, W. F. Crump.

STOKES COUNTY.

Beaver Island township—J. P. Dalton, W. L. Saunders.
Meadow township—James D. Lawson.
Peter's Creek township—W. R. Hylton.
Quaker Gap township—George W. Thore.
Snow Creek township—T. J. Gann, W. J. Moore, Alley Wall.

Sauratown township—Elias Fulp, John W. Davis.
Yadkin township—J. H. Shamel.

SURRY COUNTY.

Bryan township—C. C. Cockerham.
Dobson township—
Eldora township—
Franklin township—J. J. Lundy.
Hotel township—
Marsh township—J. S. Jones.
Mt. Airy township—R. S. Gilmer.
Pilot township—J. W. Hill.
Siloam township—
Stewart's Creek township—
Rockford township—G. M. Burris.
Westfield township—Lee Jessup.

SWAIN COUNTY.

Charleston township—
Forney's Creek township—John Lester.
Nantahala township—C. C. Bryson.
Oconalufta township—James Chambers, John Enloe, A. H. Haynes.

TRANSYLVANIA COUNTY.

Brevard township—J. J. Shipman, T. N. Newton.
Boyd township—G. W. Lyda.
Cathey's Creek township—O. L. Erwin, William Aiken.
Dunn's Rock township—B. H. Henderson.
Eatatoe township—W. E. Galloway.
Glocester township—Marion Owens.
Hogback township—T. C. McCall, Rufus Galloway, James Nicholson.
Little River township—A. L. Hardin, J. E. Clayton.

TYRRELL COUNTY.

Alligator township—James P. Alexander.
Columbia township—W. S. Davenport.
Gum Neck township—W. J. Cahoon.
Scuppernong township—T. S. Downing, J. B. Walker.
South Fork township—J. B. Spruill.

UNION COUNTY.

Buford township—John G. Doster.
Goose Creek township—E. J. Griffin.

Jackson township—Alex. McIlwaine.
Lane's Creek township—J. H. Benton, J. N. Sturdivant.
Monroe township—
New Salem township—A. J. Brooks, William H. Austin, Jr.
Sandy Ridge township—J. W. Price.
Vance township—R. L. Stewart.

VANCE COUNTY.

Henderson township—John E. Burroughs.
Kittrells township—
Middleburg township—
Nut Bush township—
Sandy Creek township—
Townesville township—
Williamsboro township—Herbert S. Lemay.

WAKE COUNTY.

Barton's creek township—R. L. Thompson.
Buckhorn township—W. J. Olive, J. M. Utly.
Cary township—E. W. Yates.
Cedar Fork township—B. H. Marcom.
Holly Springs township—
House's Creek township—
Little River township—W. H. Chamblee.
Mark's Creek township—
Middle Creek township—
Neuse River township—J. T. Hunter, Jr.
New Light township—W. D. Ray.
Oak Grove township—
Panther Branch township—
St. Mary's township—Fab. Whitaker.
St. Matthews township—W. P. Batchelor.
Swift Creek township—S. O. Wilson.
Wake Forest township—W. C. Brewer, Geo. E. Gill.
White Oak township—H. B. Holland.
Raleigh Township—W. R. Womble.

WARREN COUNTY.

River township—S. W. Shearin.
Hawton township—Page R. Perkinson.
Smith Creek township—B. B. Moon, R. B. Cole.
Nutbush township—Thomas P. Paschall.
Sandy Creek township—J. M. Allen.

Shoco township—Jno. H. Burroughs.
Fishing Creek township—W. W. King.
Judkins township—Sam. W. Dowtin.
Warrenton township—W. G. Powell.
Fisk township—R. E. Williams, Jr., J. A. Damron.
Roanoke township—J. M. Fort.
No. 10 township—
No. 11 township—
No. 12 township—

WASHINGTON COUNTY.

Lee's Mills township—
Plymouth township—J. W. Bryan, Geo. W. Brown.
Skinnersville township—
Scuppernong township—W. A. Alexander, C. J. Spear.

WATAUGA COUNTY.

Beaver Dam township—H. H. Farthing.
Bald Mountain township—John Tatum.
Blowing Rock township—
Blue Ridge township—J. B. Robins, W. B. Rogers, A. W. Penley.
Boone township—J. C. Horton.
Cove Creek township—M. L. Mast, T. P. Adams, Newton Combs.
Yadkin Elk township—Sam. J. Hendricks.
Laurel Creek township—Erwin Green, W. H. Tester.
Meat Camp township—J. H. Brown, A. J. Moretz.
Stony Fork township—
Shawneehaw township—
Watauga township—Alexander Townsend.
North Folk township—Andrew J. Wilson, 2 years; James South, 4 years; W. N. Thomas, 6 years.

WAYNE COUNTY.

Brogden township—D. E. Stevens, Jesse T. Hollowell.
Fork township—W. H. Brogden, G. W. Pisskin.
Grantham township—G. M. Bridgers, C. J. McCullen.
Goldsboro township—W. T. Hollowell.
Great Swamp township—E. S. Dees, Green Copeland.
Indian Springs township—S. B. Smith, Sam. C. Casey.
Nahunta township—L. D. Misshew, B. F. Aycock.
New Hope township—Thos. Sutton, John W. Isler, N. McBuie.
Pikeville township—Albert Aycock, T. N. Wiggs.
Saulston township—J. B. Parks.
Stony Creek township—M. J. Ham, N. J. Smith.

WILKES COUNTY.

Antioch township—T. C. Inscen.
Beaver Creek township—Nathan Horton.
Brushy Mountain township—W. O. Hendren.
Edwards township—W. H. Carter.
Elk township—W. T. Land.
Fishing Creek township—
Job's Cabin township—W. S. Hall.
Lewis' Fork township—Wesley Fletcher, B. F. Eller.
Lovelace township—B. R. Traussau.
Moravian Falls township—Elisha Parlier.
Mulberry township—W. P. Absher.
New Castle township—R. W. Wooten.
Reddies' River township—J. A. Crysel.
Rock Creek township—J. W. Felts.
Trap Hill township—J. S. Holbrook.
Union township—T. C. B. Whittington.
Walnut Cove township—H. E. Spicer.
Somers township—D. C. Jarvis, E. M. Felts.
Wilkesboro township—J. T. Somers, J. P. Gilreath.

WILSON COUNTY.

Black Creek township—T. J. Rowe.
Cross-roads township—A. T. Barnes.
Gardner's township—Ed. Thorne, W. S. Robbins.
Old Fields township—W. H. Williamson, J. F. Eatman.
Saratoga township—S. H. Tyson.
Spring Hill township—E. G. Barnes.
Stauntonsburg township—J. H. Applewhite, J. A. Lane.
Taylor's township—J. J. Hales, M. M. Matthews.
Toisnot township—W. L. Dew, L. A. Pender.
Wilson township—F. W. Barnes, Calvin Barnes.

YADKIN COUNTY.

Boonville township—James H. Fleming.
Buck Shoals township—Jno. S. Wallace.
Deep Creek township—W. H. Branon, Jr.
East Bend township—Thos. F. Mathis.
Falls Creek township—Henry A. Swain.
Forbush township—A. E. Cornelius.
Knobs township—D. C. Rose.
Liberty township—Thos. Williams.
Little Yadkin township—

YANCEY COUNTY.

Brush Creek township—A. C. Robertson, Penley Dayton.
Burnsville township—S. M. Bennett, M. W. Ray.
Cane Creek township—James Edwards, Turner Proffitt.
Crabtree township—Thomas Young, Alex. Silver.
Egypt township—Robert Lewis, Sr., David Duncan.
Green Mountain township—Patterson Huskins, D. C. Renfro.
Jack's Creek township—D. M. Hampton, James Wilson.
Pensacola township—G. M. Blankenship, William Allen.
Price's Creek township—W. A. McCleland, G. N. Wilson.
Ramseytown township—J. F. Byrd, Milton Hunter.
South Toe River township—John Robertson, John McNeel.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 692, S. B. 1213, bill to amend the charter of the Atlantic and North Carolina Railroad.

Mr. Aycock, for the Committee on Judiciary, recommended sundry amendments, which were adopted.

Mr. Bellamy moved to amend:

Insert "two million two hundred and twenty-five thousand dollars" instead of "five millions," in line 3, section 4.

Which was adopted.

Mr. Bishop moved that the bill lie on the table, which motion was withdrawn.

Mr. Bishop moved to amend:

Add after section 13 the following:

"The Board of Internal Improvements, with the assent of a majority of the Board of Directors of said Atlantic and North Carolina Railroad Company are authorized and empowered to lease the said road to responsible parties, or to sell the stock of the State upon the terms most advantageous to the State and the private stockholders."

Mr. Bishop's amendment was lost.

Mr. Bellamy offered the following amendment:

Add at the end of section 4, "*Provided*, that the stockholders of the said company shall not be empowered to sell or mortgage the road, its franchise or its property without the consent of the stock of the State, which shall, on every such question, be entitled to cast as many votes as it has shares of stock."

The amendment was adopted.

Mr Butler moved to amend:

Add at the end of section 6 the following: "*Provided*, that the State shall own and control a majority of the stock so issued, or that the State's stock shall be sold at not less than ninety cents on the dollar."

The amendment was adopted.

Mr. Bowers moved to adjourn until 4 o'clock this evening.

Mr. Ardrey moved to amend by inserting 8 o'clock. The motion was lost.

The bill passed its second reading, ayes 27, noes 14, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy Bryan, Bull, Butler, Culbreth, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, McLean, Parker, Reid, Rose, Russell, Shankle, Speight, Turner, Twitty and Wilcox — 27.

Those voting in the negative were:

Messrs. Avery, Bishop, Bowers, Courts, Davis of Franklin, Greene of Wake, King, Mitchell, Morgan, Skinner, Stanford, Walser, White and Williams — 14.

On motion of Mr. Twitty, the Senate adjourned to meet this evening at 8 o'clock.

EVENING SESSION.

The Senate met pursuant to adjournment, and was called to order by Senator Turner.

THE CALENDAR

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 710, S. B. 859, bill to incorporate the bank of Pee Dee.

Mr. Courts, for the Committee on Banks and Currency, submitted an amendment as follows:

Strike out in line 6, section 5, after the word "dignity" all to the words except in line 12.

The amendment was adopted.

The bill passed its second and third readings and was sent to the House of Representatives without engrossment for concurrence in Senate amendments.

S. B. 231, bill to make an appropriation for the Colored Orphan Asylum at Oxford.

Mr. Alston, for the Committee on Finance, submitted the following amendment:

Amend section 1, line 6 by striking out "two" and inserting "one thousand."

The amendment was adopted.

The bill passed its second reading.

The bill was put upon its third reading and failed to pass for want of a quorum voting.

Mr. Grigsby moved a call of the House, which prevailed.

Upon a call of the roll those responding to their names were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, McLean, McLarty, Paine, Parker, Reid, Russell, Shankle, Speight, Sprinkle and Turner — 29.

A quorum being present the bill was put upon its third reading.

Mr. Aycock moved to amend as follows:

Strike out "Oxford" and insert "to be located at the place that will give most for locature of a colored orphanage."

The amendment was adopted.

Mr. Greene of Harnett, moved to amend as follows:

By striking out "one thousand" and inserting "five hundred."

The amendment was lost.

Mr. Butler demanded the ayes and noes which was not sustained.

The bill passed its third reading and was ordered sent to the House of Representatives without engrossment for concurrence in Senate amendments.

H. B. 622, S. B. 906, bill to amend the charter of the Pilot Mountain in Surry County.

The bill passed its third reading, ayes 26, noes --, as follows, and was ordered to be enrolled.

Those voting in the affirmative were:

Messrs. Ardrey, Avery, Aycock, Bell, Bishop, Bowers, Butler, Chesson, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, Lucas, McLean, McLarty, Mitchell, Parker, Reid, Rose, Shankle, Speight, White and Wilcox — 26.

H. B. 1161, S. B. 1240, bill to charter the town of Salisbury, passed its second reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bowers, Butler, Chesson, Culbreth, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, Lucas, McLean, McLarty, Mitchell, Parker, Reid, Rose, Shankle, Sprinkle, Stanford, Turner, Twitty, White, Wilcox and Williams — 35.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting bills and resolutions, which were disposed of as follows:

House amendments to H. R. 1252, S. R. 883, resolution to pay the Committee on Education traveling expenses.

On motion of Mr. Ardrey, the Senate concurred in the House amendments and the bill was ordered to be enrolled.

House amendments to H. B. 1196, S. B. 610, bill to incorporate the Winston Trust Company.

On motion of Mr. Avery, the House amendments were concurred in and the bill was ordered to be enrolled.

House amendments to H. B. 888, S. B. 350, bill to amend chapter 139, Private Laws of 1889.

On motion of Mr. Turner, the amendments were concurred in and the bill was ordered to be enrolled.

House amendments to H. B. 2, S. B. 152, bill to amend an act entitled an act to amend the charter of the city of Charlotte.

On motion of Mr. Ardrey, the amendments were concurred in and the bill was ordered to be enrolled.

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

H. B. 1466, S. B. 424, an act for the relief of the sureties of Luby Harper, former Sheriff of Greene County.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 1040, S. B. 1196, bill to charter the town of Leicester, Buncombe County, passed its second reading, ayes 30, noes --, as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Atwater, Bell, Bishop, Bowers, Butler, Chesson, Courts, Culbreth, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Rose, Shankle, Speight, Sprinkle, Stanford, White and Wilcox — 30.

H. B. 1242, S. B. 1239, bill to incorporate the town of Dobson, Surry County, passed its second reading, ayes 38, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Shankle, Skinner, Stanford, Turner, Twitty, White and Wilcox — 38.

H. B. 957, S. B. 1116, bill to protect wild fowl in the waters of Core Sound, Carteret County, passed its second and third readings and was ordered to be enrolled.

H. B. 1087, S. B. 1252, bill to amend chapter 296, Laws of 1885, Robeson stock law was, on motion of Mr. McLean, taken from the Committee on Agriculture, Mechanics and Mining and placed on the Calendar.

The bill passed its second and third readings and was ordered to be enrolled.

H. B. 1089, S. B. 1274, bill to provide for better roads in Franklinton Township, Franklin County, passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Butler, Courts, Culbreth, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Hobson, McLean, Mitchell, Paine, Parker Reid, Rose, Russell, Stanford, Turner, Twitty, Wilcox and Williams — 32.

H. B. 1240, S. B. 1262, bill to incorporate the Lenoir and Blue Ridge Railroad Company, on its second reading.

Mr. Grigsby moved to amend:

Add at the end of section 2 the following: "With the privilege of extending the road from Wilkesboro to some point on the Virginia line."

The amendment was adopted, and the bill passed its second reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Avery, Aycock, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Grigsby, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Speight, Stanford, Turner, Twitty, White and Wilcox — 33.

H. B. 1162, S. B. 1253, bill to establish a public ferry across Pee Dee River, between Stanly and Montgomery counties, was,

On motion of Mr. Aycock, recommitted to the Committee on Propositions and Grievances.

House amendments to S. B. 391, H. B. 822, bill to incorporate the Citizens Bank of New Bern, were,

On motion of Mr. Gilman, concurred in, and the bill was ordered to be enrolled

H. B. 1122, S. B. 1191, bill to add Union County to the Mecklenburg road law, passed its second reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Aycock, Bell, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Russell, Speight, Stanford, Turner, Twitty, White and Wilcox — 35.

S. B. 1183, bill to incorporate the Johnson City (Tennessee) and Greensboro (North Carolina) Railroad Company, passed its third reading, ayes 31, noes --, as follows, and was ordered to be sent to the House of Representatives without engrossment:

Those voting in the affirmative were:

Messrs Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bowers, Bull, Butler, Courts, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, McLarty, Mitchell, Paine, Parker, Reid, Russell, Shankle, Stanford, Turner, Twitty, White, Wilcox and Williams — 31.

H. B. 1363, S. B. 1237, bill to charter the town of Sunset Park, Buncombe County, passed its second reading, ayes 38, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Bryan, Butler, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Shankle, Sprinkle, Turner, Twitty, Wilcox and Williams — 38.

H. B. 1395, S. B. 1238, bill to empower the Commissioners of Robeson County to levy a special tax, passed its second reading, ayes 37, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Hay-

wood, Durham, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLean, McLarty, Mitchell, Parker, Rose, Russell, Shankle, Speight, Stanford, Twitty, White, Wilcox and Williams — 37.

H. B 1118, S. B. 1201, bill to amend the charter of the town of Rocky Mount, passed its second reading, ayes 31, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Bell, Bishop, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Greene of Wake, Lucas, McLean, McLarty, Parker, Reid, Rose, Russell, Shankle, Speight, Sprinkle, Stanford, Twitty, Wilcox and Williams — 31.

H. B. 1328, S. B. 1213½ bill to authorize the Commissioners of Hyde County to levy a special tax, passed its third reading, ayes 34, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bowers, Bryan, Butler, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Shankle, Stanford, Turner, Twitty, White, Wilcox and Williams — 34.

H. B. 1110, S. B. 1200, bill to incorporate the town of New London, Stanly County, passed its third reading, ayes 35, noes --, as follows, and was ordered to be enrolled.

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Ardrey, Atwater, Avery, Aycock, Bell, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, McLean, McLarty, Mitchell, Paine, Parker,

Reid, Rose, Russell, Shankle, Stanford, Turner, Twitty, White and Wilcox — 35.

S. B. 1184, bill to authorize the Commissioners of Burke County to levy a special tax, passed its third reading, ayes 32, noes 1, as follows, and was ordered to be sent to the House of Representatives without engrossment:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bishop, Bryan, Butler, Chesson, Courts, Culbreth, Davis of Haywood. Durham, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, McLean, McLarty, Mitchell, Paine, Reid, Russell, Shankle, Stanford, Turner, Twitty and Williams — 32.

Voting in the negative:

Mr. White — 1.

S. B. 1133, bill to amend chapter 83, Laws of 1848–'49, relating to the charter of the North Carolina Railroad Company, on its second reading.

The amendments submitted by the Committee on Judiciary were adopted, and the bill passed its second and third readings and was ordered to be engrossed and sent to the House of Representatives.

H. B. 1122, S. B. 1191, bill to add Union County to the Mecklenburg road law, was, by consent, withdrawn by Mr. McLarty.

H. B. 1051, S. B. 1092, bill to repeal the charter of Garner's Station, Wake County, passed its second and third readings and was ordered to be enrolled.

On motion of Mr. Bowers, H. B. 621, S. B. 696, bill to amend section 2, chapter 39, Laws of 1887, was taken from the table and placed on the Calendar.

The bill passed its second and third readings and was ordered to be enrolled.

H. B. 1312, S. B. 1160, bill to amend section 2755 of *The Code*, in relation to authorized entries and grants, passed its second and third readings and was ordered to be enrolled.

H. B. 703, S. B. 644, bill to prevent fishing in the waters of Alleghany County by seines, passed its second and third readings and was ordered to be enrolled.

H. B. 1085, S. B. 1189, bill to amend chapter 181, Laws of 1889, in reference to registration of physicians, passed its second and third readings and was ordered to be enrolled.

H. B. 675, S. B. 1090, bill to amend the charter of the Granite City Land and Improvement Company, on its second reading.

The amendments submitted by the Committee on Corporations were adopted, and the bill passed its second and third readings and was ordered to be engrossed and sent to the House of Representatives.

H. B. 965, S. B. 1109, bill to appoint E. S. Simmons a Justice of the Peace, passed its second and third readings and was ordered to be enrolled.

H. B. 660, S. B. 983 bill to fix the fees of justices of the peace, constables and sheriffs under chapter 40, Vol. I of *The Code*, in relation to landlords and tenants, was, on motion of Mr. Bell, laid on the table.

H. B. 712, S. B. 891, bill to prohibit the hunting of opossums between the first day of February and the first day of October in each year, on its second reading

Mr. Allen of Granville moved to amend by striking out the county of Granville.

Mr. Aycock moved to amend by adding Wayne, Iredell, Rutherford, Mecklenburg and Vance.

Mr. Culbreth moved to amend by striking out Columbus County.

On motion of Mr. Twitty, the bill was laid on the table.

H. B. 802, S. B. 1126, bill to amend section 3723 of *The Code*, was, on motion of Mr. Lucas, laid on the table.

H. B. 733, S. B. 1060, bill to extend the provisions of section 1980 of *The Code*, passed its second reading.

The bill failed to pass its third reading.

H. B. 1245, S. B. 1210, bill to amend section 2834 of *The Code*, passed its second and third readings and was ordered to be enrolled.

H B. 26, S. B. 1118, bill to amend section 1279 of *The Code*, in relation to the drainage of lowlands, passed its second and third readings and was ordered to be enrolled.

H. B. 544, S. B. 1125, bill to incorporate the Farmers and Merchants Bank of Greenville, passed its second and third readings and was ordered to be enrolled.

H. B. 963, S. B. 1156, bill to protect sheep in certain counties, passed its second and third readings and was ordered to be enrolled.

H. B. 968, S. B. 1048, bill to protect the public roads in Columbus and Tyrrell Counties, passed its second and third readings and was ordered to be enrolled

Mr. Butler moved to reconsider the vote by which H. B. 733, S. B. 1050, bill to extend the provisions of section 1980 of *The Code*, failed to pass its third reading.

The motion prevailed.

The bill passed its second and third readings and was ordered to be enrolled.

H. B. 731, S. B. 861, bill to revise and amend the public road leading from Wilkesboro to the mouth of Wilson creek, Virginia, passed its second and third readings and was ordered to be enrolled.

H. B 357, S. B. 680, bill to incorporate the Benevolent, Religious Burying Society, failed to pass its second reading.

H. B. 93, S. B. 588, bill to authorize the sale of lands in certain cases, failed to pass its second reading

S. B. 967, bill to prevent live stock from running at large in certain portions of Franklin County, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment

H. B. 1017, S. B. 1235, bill to amend chapter 511, Laws of 1887, in regard to public roads in Mitchell County, passed its second reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bowers, Bryan, Bull, Chesson, Courts, Davis of Franklin, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Lucas, McLean, McLarty, Paine, Parker, Rose, Skinner, Speight, Sprinkle, Stanford, Turner, Twitty, White and Wilcox — 33.

H. B. 970, S. B. 1105, bill to amend the charter of the Carolina Manufacturing and Improvement Company, passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bowers, Bull, Butler, Chesson, Courts, Culbreth, Davis of Franklin, Davis of Haywood, Gilman, Greene of Harnett, Hobson, Lucas, McLean, Mitchell, Paine, Parker, Rose, Shankle, Sprinkle, Stanford, Twitty, Walser, White and Wilcox — 32.

H. B. 969, S. B. 1152, bill to authorize township aid to the Asheville and Bristol Railroad Company, on its second reading.

The amendments submitted by the Committee on Corporations were adopted, and the bill passed its second reading, ayes 32, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bowers, Bryan, Bull, Chesson, Courts, Davis of Franklin, Durham, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Rose, Shankle, Stanford, Twitty, White and Wilcox — 31.

H. B. 975, S. B. 1055, bill to incorporate the town of Paint Rock, Madison County, passed its second reading, ayes 34, noes 1, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Courts, Cul-

breth, Durham, Greene of Harnett, Greene of Wake, Grigsby, Hobson, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Shankle, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 34.

Voting in the negative:

Mr. Aycock — 1.

H. B. 971, S. B. 1195, bill to amend the charter of the French Broad Railroad Company, passed its second reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Avery, Bell, Bellamy, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Gilman, Greene of Harnett, McLean, McLarty, Mitchell, Paine, Parker, Rose, Stanford, Turner, Twitty, Walser, White and Wilcox — 26.

H. B. 1105, S. B. 1165, bill in relation to the Caldwell and Watauga Turnpike Company, passed its second and third readings and was ordered to be enrolled.

H. B. 1106, S. B. 1164, bill to dispose of certain stock in the Caldwell and Watauga Turnpike Company, passed its second and third readings and was ordered to be enrolled.

H. B. 1075, bill to amend sections 2057 and 2058 of *The Code*, passed its second reading.

H. B. 952, S. B. 1108, bill to regulate local option at Kenansville, Duplin County, passed its second and third readings and was ordered to be enrolled.

S. B. 1222, bill to render effectual chapter 43, Laws 1889, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

S B. 1135, bill supplemental to an act to amend the charter of the town of Tryon City, Polk County, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

S. B. 1240½, bill to establish an agricultural and mechanical college for the colored race, passed its second and third

readings, and was ordered to be sent to the House of Representatives without engrossment.

S. B. 1072, bill to prohibit the sale of intoxicating liquors within two miles of Rainbow Church, Greene County, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

S. B. 1229, bill to protect private oyster grounds, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

H. B. 712, S. B. 891, bill to prohibit the hunting of opossums between the first day of February and the first day of October in each year, was, on motion of Mr. Walser, taken from the table and placed on the Calendar.

S. B. 766, bill to provide for the collection, arrangement and display of the products of the State of North Carolina at the World's Columbian Exposition of 1883, and to make an appropriation therefor, on its second reading.

The question being upon the motion of Mr. Turner to reconsider the vote by which the bill failed to pass its second reading, the motion prevailed.

The bill passed its second and third readings and was ordered to be engrossed and sent to the House of Representatives for concurrence.

By consent, Mr. King introduced S. B. 1275, bill to incorporate the Greensboro Belt Line Railroad Company, which was read the first time and referred to the Committee on Corporations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting bills and resolutions which were read the first time and disposed of as follows:

H. B. 1374, S. B. 1274, bill to incorporate the Danville, Granite City and Western Short-Cut Railroad Company. Referred to the Committee on Corporations.

House amendments to S. B. 385, H. B. 1101, bill to establish a geological survey.

The amendments were concurred in and the bill was ordered to be enrolled.

House amendments to S. B. 157, H. B. 1279, bill to incorporate the Harper Fabric Company.

The amendments were concurred in and the bill was ordered to be enrolled.

H. B. 621, S. B. 696, bill to amend section 2, chapter 39, Laws of 1887, passed its second and third readings and was ordered to be enrolled.

On motion, the Senate adjourned until to-morrow morning at 10 o'clock.

FIFTY-FIRST DAY.

SENATE CHAMBER, March 6, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt presiding.

The Journal of Thursday was approved.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Twitty, H. B. 1162, S. B. 1253, bill to establish a public ferry across Pee Dee river, between Stanly and Montgomery Counties, reported back without prejudice;

H. B. 1364, S. B. 1266, bill in relation to the county seat of Brunswick County, recommending that it do pass;

H. B. 611, S. B. 1246, bill to prevent obstructions in Cypress, Long and Moore's creeks, Pender County, recommending that it do pass;

H. B. 1027, S. B. 1249, bill for the relief of certain citizens of Transylvania County, recommending that it do pass.

By Mr. Aycock, H. B. 991, S. B. 1248, bill to incorporate Zion Wesley A. M. E. Church, Cabarrus County, recommending that it do pass;

H. B. 1420, S. B. 1259, bill to secure the better drainage of Coddle Creek in Cabarrus County, recommending that it do pass;

H. B. 1365, S. B. 1265, bill in reference to the White-oak fence law, recommending that it do pass.

From the Committee on Banks and Currency:

By Mr. Parker, H. B. 1369, S. B. 1264, bill to incorporate Carolina Savings Bank, recommending that it do pass.

From the Committee on Fish and Fisheries:

By Mr. Parker, H. B. 1086, S B. 1251, bill to protect fish in the streams of Mitchell County and for other purposes, recommending that it do pass.

From the Committee on Corporations:

By Mr. Twitty, H. B. 1294, S. B. 1255, bill to incorporate the Edgecombe and Granville Railroad Company, recommending that it do pass.

From the Committee on Judiciary:

H. B. 972, S. B. 1157, bill to incorporate the Lower Creek and Linnville Valley Transportation Company, recommending certain amendments, and, as amended, recommending that it do pass.

From the Committee on Corporations:

By Mr. Bellamy, S. B. 1275, bill to incorporate the Greensboro Belt Line Railway Company, recommending that it do pass.

INTRODUCTION OF BILLS AND RESOLUTIONS.

By Mr. Bowers, S. B. 1282, bill for the relief of Justices of the Peace, which was introduced, read the first time, and referred to the Committee on Propositions and Grievances.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting bills and resolutions, which were read the first time, and disposed of as follows:

H. B. 1060, S. B. 1277, bill to change and establish the dividing line or boundary line between the counties of Clay and Cherokee. Placed on the Calendar.

H. B. 1548, S. B. 1278, bill to amend the Charter of the Winston-Salem Land and Improvement Company, and to enlarge its powers. Placed on the Calendar.

H. B. 1422, S. B. 1279½, bill to suspend the operation of chapter 49 of *The Code* in certain cases, repeal certain provisions of other acts, read the first time and referred to the Committee on Judiciary.

H. R. 1517, S. R. 1280, resolution to allow Pages of House and Senate five dollars each. Placed on the Calendar.

H. B. 1521, S. B. 1281, the omnibus liquor bill. Placed on the Calendar.

H. R. 1523, S. R. --, resolution to pay E. A. Brown for services in getting up omnibus bill. Placed on the Calendar.

House amendments to S. B. 611, H. B. 1441, bill for the relief of Alexander County. Placed on the Calendar.

Mr. Avery, for the Committee on Engrossed Bills, reported the following bill as correctly engrossed, and it was ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 766, a bill to provide for the collection, arrangement and display of the products of the State of North Carolina at the World's Columbian Exposition of 1893, and to make an appropriation therefor.

Mr. White, for the Committee on Engrossed Bills, reported the following bills as correctly engrossed, and they were ordered to be sent to the House of Representatives for the concurrence of that body:

Senate amendments to H. B. 671, S. B. 1090, bill to amend the charter of the Granite City Land and Improvement Company;

S. C. 1285, bill to apportion the several Congressional districts.

The morning hour expired.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B 860, S. B. 1059, bill to incorporate Belmont Academy, passed its second and third readings and was ordered to be enrolled.

H B. 969, S. B. 1152, bill to authorize township aid to the Ashevi le and Bristol Railroad, passed its third reading, ayes 26, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Bladen, Allen of Granville, Alston, Ardrey, Atwater, Avery, Bowers, Bryan, Butler, Chesson, Davis of Haywood, Gilman, Greene of Harnett, Greene of Wake, Hobson, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, White, and Wilcox — 26.

S. R. 1268, resolution allowing the Secretary of State to furnish copies of the Colonial Records to Rutherford Military Institute, adopted and ordered to be sent to the House of Representatives without engrossment.

H. R. 1517, S. R. 1280, resolution to allow pages of the House and Senate five dollars each, on its second reading.

Mr. Davis of Haywood moved to amend:

Insert: "the special messenger."

The amendment was lost.

The resolution failed to pass its second reading.

H. B. 1548, S. B. 1278, bill supplemental to an act to amend the charter of the Winston-Salem Land and Invest-

ment Company and to enlarge its powers, passed its second and third readings and was ordered to be enrolled.

H. R. 1523, S. R 1283, resolution to pay E. A. Brown for services in getting up omnibus bill, passed its second and third readings and was ordered to be enrolled.

H. B. 1060, S. B. 1277, bill to change and establish the boundary line between Clay and Cherokee, passed its second and third readings and was ordered to be enrolled.

House amendments to H. B. 1441, S. B. 611, bill for the relief of Alexander County.

The Senate refused to concur, and it was ordered that a message be sent to the House of Representatives proposing a committee of conference

The President appointed as conferees on the part of the Senate, Messrs. Turner and White.

By consent, the following bills were introduced, read the first time and placed on the Calendar:

By Mr. Bellamy, S. B. 1285, bill to apportion the several Congressional Districts;

Also, S. B. 1286, bill regarding the authenticating of records;

Also, S. B. 1287, bill to amend section 666, chapter 16, Vol. I of *The Code.*

By Mr. Russell, S. B. 1288, bill to authorize the County Board of Education of Orange County to pay Miss Sarah Sanders thirty dollars for teaching.

On motion of Mr. Lucas, the Senate chamber was cleared of all persons except members and officers of the General Assembly.

Leave of absence was granted to Mr. Allen of Bladen.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 1288, bill to authorize the County Board of Education of Orange County to pay Miss Sarah Sanders thirty

dollars for teaching, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

By consent, Mr. Aycock reported from the Committee on Corporations S. B. 927, bill to amend chapter 318, Laws of 1885, in relation to Goldsboro, Snow Hill and Greenville Railway Company, recommending it do pass;

Also, from the Committee on Propositions and Grievances, S. B. 1282, bill for the relief of Justices of the Peace, recommending it do not pass.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting bills and resolutions, which were read the first time and placed on the Calendar:

H. B. 1465, S. B. 1289, bill to establish a graded school in Henderson, Vance County;

H. B. 1167, S. B. 1290, bill to secure titles to real estate;

H. B. 1179, S. B. 1291, bill to incorporate the Trustees of Louis' Chapel Camp Grounds, Craven County;

H. B. 1117, S. B. 1292, bill to prohibit the sale of certain articles on Sunday;

H. B. 1091, S. B. 1293, bill to prohibit the use of certain nets in the mouth of Heitman's Creek, Hyde County;

H. B. 1097, S. B. 1294, bill to incorporate Pamlico, Oriental and Western Railroad Company;

H. B. 1056, S. B. 1295, bill in relation to the chain-gang of Robeson County;

H. B. 1229, S. B. 1295, bill to repeal section 1, chapter 126, Laws of 1889;

H. B. 1230, S. B. 1297, bill to create the office of gamekeeper in Currituck County;

H. B. 1416, S. B. 1298, bill for the relief of Hugh Cale;

H. R. 1040, S. R. 1299, resolution to pay expenses of subcommittee relative to location of deaf and dumb asylum;

H. B. 1398, S. B. 1300, bill to amend the charter of the Asheville Mission Hospital;

H. B. 1459, S. B. 1301, bill to allow the Commissioners of Craven County to levy a special tax;

H. B. 1460, S. B. 1302, bill to amend an act to make the apportionment of members of the Senate;

H. B. 1518, S. B 1303, bill to regulate fishing in Pee Dee River;

H. B. 1461, S. B. 1304, bill to repair and refurnish the Institution for the Deaf and Dumb and the Blind;

H. R. 1534, S. R. 1305, resolution concerning captions;

H. B. 1516, S. B. 1306, bill to amend chapter 375, Laws of 1887;

H. B. 1176, S. B. 1307, bill to change the line between Lewisville and Clementsville Townships, Forsyth County;

H. B. 1339, S. B 1308, bill to incorporate the Yadkin Mining, Smelting, Manufacturing and Loan Company;

H. R. 1352, S. R. 1309, resolution in favor of F. S. Burkhead;

H. B 1451, S. B. 1310, bill to make the Railroad Commissioners a court of record;

H. R. 1550, S. R. 1311, resolution concerning the direct tax refunded by the Congress of the United States to the State of North Carolina;

H. B. 1082, S. B. 1312, bill to amend chapter 97, Laws of 1873 and 1874, relative to the Brunswick-Bladen Ferry Company;

H. B. 1083, S. B. 1313, bill to prevent hunting without permission in Camden County;

H. B. 1551, S. B. 1314, bill in relation to money received from the United States under the act of Congress refunding the direct tax to the State in trust for certain of its citizens;

H. B. 1359, S. B. 1315, bill concerning insurance;

H. B. 1324, S. B. 1316, bill to create a township in Jones County to be known as Chinquepin;

H. B. 1361, S. B. 1317, bill to authorize the Treasurer of Mecklenburg to pay a certain school claim;

H. B. 1180, S. B. 1318, bill to prevent the killing of marked cattle roaming at large in Hyde County;

H. B. 1169, S B. 1319, bill to amend sections 291 and 447 of *The Code;*

House amendments to S. B. 607, H. B. 1272, bill to work certain prisoners on the roads in Johnston County;

House amendments to S. B. 558, H. B. 1440, bill to incorporate the various churches of the State not heretofore incorporated;

House amendments to S. B. 1136, H. B. 1492, bill to provide for erecting steps to the Executive Mansion.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 1374, S. B. 1276, bill to incorporate the Danville, Granite City and Western Short-Cut Railroad Company, passed its second reading, ayes 32, noes __, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bellamy, Bowers, Bryan, Butler, Chesson, Courts, Davis of Franklin, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Shankle, Speight, Stanford, Turner and Twitty — 32

Mr. Avery, from the Committee on Engrossed Bills, reported the following bill as correctly engrossed, and it was ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 1133, a bill to be entitled an act to amend chapter 83, Laws of 1848–'49, relating to the charter of the North Carolina Railroad Company.

THE CALENDAR

was resumed.

S. B. 1285, bill to apportion the several Congressional Districts, on its second reading.

Mr. Russell moved to amend:

"The Fifth District shall be Granville, Durham, Orange, Person, Caswell, Alamance and Stokes; put Randolph in the Fourth District."

The amendment was lost.

Mr. Turner moved to amend by striking out Alexander, in the Eighth District, and adding Alexander to the Seventh District.

The amendment was lost.

Mr. Sprinkle moved to amend by striking out Mitchell in the Eighth District and putting it in the Ninth District.

Lost.

The bill passed its second reading and was put upon its third reading.

Mr. Turner moved to amend by taking Alexander from the Eighth District and putting it in the Seventh District.

The amendment was adopted, and the bill passed its third reading and was ordered to be engrossed and sent to the House of Representatives.

SPECIAL ORDER.

The hour of 12 o'clock having arrived, H. B. 1446, S. B. 1270, bill to establish a school for the deaf and dumb, was put upon its second reading.

Mr. Avery moved to amend by striking out in the last line of section 1, and wherever else it appears in said bill, the word "Raleigh," and inserting in lieu thereof the word "Morganton."

The amendment was adopted, ayes 23, noes 19, as follows:

Those voting in the affirmative were:

Messrs. Ardrey, Atwater, Avery, Aycock, Bell, Bull, Chesson, Davis of Franklin, Grigsby, Hobson, King, McLean, McLarty, Paine, Reid, Russell, Shankle, Sprinkle, Stanford, Turner, Twitty, White and Wilcox — 23.

Those voting in the negative were:

Messrs. Allen of Granville, Alston, Bishop, Bowers, Bryan, Butler, Courts, Culbreth, Davis of Franklin, Freeman, Gilman, Greene of Harnett, Greene of Wake, Lucas, Mitchell, Parker, Rose, Sprinkle and Williams — 19.

The bill passed its second reading. Mr. Greene of Wake, objected to putting the bill upon its third reading.

Mr. Bell moved to suspend the rules and put the bill upon its third reading, which was lost.

By consent, Mr. Culbreth introduced S. B. 1320, bill to amend section 2701 of *The Code*, which was read the first time and placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

S. B. 1320, bill to amend section 2701 of *The Code*, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

H. B. 1395, S. B. 1238, bill to empower the Commissioners of Robeson County to levy a special tax, on its third reading.

Mr. McLean moved to amend, which was adopted, and the bill passed its third reading, ayes 29, noes __, as follows, and was ordered to be sent to the House of Representatives for concurrence in the Senate amendment:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Bellamy, Bowers, Bryan, Bull, Butler, Chesson, Courts, Culbreth, Durham, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, Lucas, McLean, Mitchell, Paine, Reid, Rose, Russell, Shankle, Stanford, Turner, Walser, Wilcox and Williams — 29.

Mr. Bellamy moved to reconsider the vote by which H. B. 434, S. B. 769, bill for the relief of the North Carolina Industrial Association failed to pass its second reading.

The motion was adopted, the bill passed its second and third readings and was ordered to be enrolled.

H. B. 1242, S. B. 1239, bill to incorporate the town of Dobson, Surry County, passed its third reading, ayes 30, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Avery, Aycock, Bell, Bowers, Bull, Chesson, Courts, Davis of Franklin, Galloway, Gilman, Greene of Wake, Hobson, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 30.

By consent, Mr. Turner, for the Committee on Judiciary, reported H. B. 973, S. B. 1147, bill to amend section 120 of *The Code*, recommending it do pass.

THE CALENDAR

was resumed.

H. B. 692, S. B. 1213, bill to amend the charter of the Atlantic and North Carolina Railroad Company, passed its third reading, ayes 22, noes 6, as follows, and was ordered to be sent to the House of Representatives without engrossment:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Bellamy, Bowers, Bull, Butler, Davis of Franklin, Galloway, Gilman, Greene of Wake, Grigsby, King, McLean, McLarty, Parker, Reid, Shankle, Speight, Turner, Twitty and Wilcox — 22.

Those voting in the negative were:

Messrs. Bell, Bishop, Davis of Haywood, Lucas, Mitchell and Williams — 6.

H. B. 971, S. B. 1195, bill to amend the charter of the French Broad Railroad Company, passed its third reading, ayes 26, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bowers, Bryan, Chesson, Davis of Franklin, Galloway, Gilman, Greene of Wake, Grigsby, King, Lucas, Paine, Parker, Reid, Rose, Shankle, Speight, Twitty, White, Wilcox and Williams — 26.

H. B. 975, S. B. 1055, bill to incorporate the town of Paint Rock, Madison County, passed its third reading, ayes 28, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Bowers, Butler, Chesson, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, King, Lucas, McLarty, Paine, Parker, Reid, Rose, Shankle, Stanford, Twitty, Walser and Williams — 28.

H. B. 1118, S. B. 1201, bill to amend the charter of the town of Rocky Mount, passed its third reading, ayes 28, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs Alston, Ardrey, Bell, Bellamy, Bowers, Bull, Butler, Chesson, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Grigsby, King, Lucas, McLarty, Mitchell, Paine, Parker, Reid, Russell, Shankle, Speight, Stanford, Twitty, Walser, Wilcox and Williams — 28.

H. B. 1363, S. B. 1237, bill to charter the town of Sunset Park, Buncombe County, passed its third reading, ayes 26, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Bishop, Bowers, Bryan, Butler, Chesson, Courts, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Paine, Parker, Shankle, Sprinkle, Stanford, Turner, Twitty, Walser and Wilcox — 26.

S. B. 1286, bill to regulate the authentication of records, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

S. B. 1275, bill to incorporate the Greensboro Belt Line Railroad Company, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

H. B. 1361, S. B. 1317, bill to authorize the Treasurer of Mecklenburg to pay a certain school claim, passed its second and third readings and was ordered to be enrolled.

House amendments to S. B. 558, H. B. 1440, bill to incorporate the various churches of the State not heretofore incorporated, were, on motion of Mr. Greene of Harnett, concurred in and ordered to be enrolled.

H. B. 1240, S. B. 1262, bill to incorporate the Lenoir and Blue Ridge Railroad Company, passed its third reading, ayes 26, noes --, as follows, and was ordered to be enrolled.

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Bell, Bowers, Bull, Butler, Chesson, Galloway, Gilman, Greene of Harnett, King, Lucas, McLarty, Mitchell, Paine, Reid, Rose, Russell, Speight, Stanford, Turner, Twitty and Walser — 26.

On motion of Mr. McLarty, S. B. 41, bill to amend the Constitution of North Carolina, was made the special order for to-night at 8:30 o'clock.

H. B. 1089, S. B. 1274, bill to provide for better roads in Franklinton township, Franklin County, passed its third reading, ayes 26, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Atwater, Avery, Bell, Bowers, Bull, Butler, Chesson, Davis of Franklin, Galloway, Gilman, Greene of Harnett, Lucas, McLean, Paine, Parker, Reid, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser and Williams — 26.

S. B. 1235, H. B. 1017, bill to amend section 511, Laws of 1889, passed its third reading, ayes 32, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Bell, Bellamy, Bishop, Bowers, Butler, Chesson, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Grigsby, Hobson, King, Lucas, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 32.

H. B. 970, S. B. 1105, bill to amend the charter of the Carolina Mining, Manufacturing and Improvement Company, passed its third reading, ayes 27, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Ardrey, Atwater, Bell, Bowers, Bull, Butler, Chesson, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Lucas, McLarty, Mitchell, Paine, Parker, Reid, Shankle, Speight, Sprinkle, Stanford, Turner, Twitty, Walser and Wilcox — 27.

H. B. 1040, S. B. 1196, bill to charter the town of Leicester, Buncombe County, passed its third reading, ayes 18, noes 11, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Bellamy, Butler, Galloway, Gilman, Greene of Wake, Grigsby, King, Mitchell, Paine, Shankle, Speight, Stanford, Twitty and Walser — 18.

Those voting in the negative were:

Messrs. Aycock, Bell, Bowers, Davis of Franklin, Freeman, Lucas, Parker, Rose, Russell, Wilcox and Williams — 11.

H. B. 1161, S. B. 1240, bill to amend the charter of the town of Salisbury, passed its third reading, ayes 26, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Bell, Bellamy, Bowers, Bull, Butler, Chesson, Davis of Franklin, Davis of Haywood, Greene of Wake, Grigsby, McLean, McLarty, Paine, Parker, Reid, Rose, Russell, Speight, Stanford, Turner, Twitty, Walser and Williams — 26.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting bills and resolutions, which were read the first time and placed on the Calendar, as follows:

H. B. 787, S. B. 1321, bill to furnish convict labor to complete the Madison turnpike road;

H. B. 1560, S. B. 1322, bill to amend the charter of the town of Edenton;

H. B. 1478, S. B. 1323, bill to authorize the Commissioners of Chowan County to sell their poor-house property;

H. B. 1558, S. B. 1324, bill supplemental to an act passed at this session of the General Assembly, entitled an act to amend chapter 200, Private Laws of 1889;

H. B. 1568, S. B. 1325, bill supplemental to an act entitled an act to protect the oyster interest of the State;

H. B. 1119, S. B. 1326, bill to remove the Colored Normal School from Franklinton to Warrenton;

House amendments to S. B. 1183, H. B. 1552, bill to incorporate the Johnson City, Tennessee, and Greensboro, N. C., Railroad Company;

Also, that the House of Representatives refused to concur in the Senate amendments to H. B. 99, S. B. 767, bill to amend section 2589 of *The Code*, so as to increase the public school fund, and asking a committee of conference thereon, and that the Speaker had appointed as conferees on the part of the House, Messrs. Gilmer, Holman, Hileman, Bryan of Wayne and Pritchard;

And that the House had concurred in the proposition of the Senate for a committee of conference on S. B. 611, H. B. 1441, bill for the relief of Alexander County, and that the Speaker had appointed as conferees on the part of the House of Representatives, Messrs. Sutton, Hall of Halifax, Holman and Bryan of Wayne.

REPORTS FROM COMMITTEES.

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

H. B. 689, S. B. 973, an act in relation to the Supreme Court Library;

H. B. 835, S. B. 914, an act to authorize the Commissioners of Montgomery County to issue bonds;

S. B. 790, H. B. 1376, an act for the relief of the citizens of Caswell County;

S. B. 1077, H. B. 468, an act to prohibit the sale of spirituous liquors;

S. B. 781, H. B. 1284, an act in relation to the public schools in the city of Statesville;

H. B. 1021, S. B. 1145, an act to amend chapter 46, section 1876, Vol. I of *The Code;*

H. B. 1002, S. B. 1166, an act to validate the probate of a deed from Henry Richards and others to A. H. Jones and others;

S. B. 327, H. B. 1202, an act to amend chapter 302 of the Laws of 1889, so as to include clams under the protection of the oyster law;

S. B. 801, H. B. 1332, an act for the better protection of fish in the streams of Durham and Orange counties;

S. B. 800, H. B. 1463, an act to allow the Commissioners of the town of Louisburg to purchase claims and interest in the Louisburg Female College property, and to sell and convey said property in trust for school purposes;

S. B. 1159, H. B. 1227, an act to charter Fair View Male and Female College at Trap Hill, Wilkes County, N. C.;

S. B. 617, H. B. 1280, an act to amend chapter 73, Laws of 1883;

S. B. 462, H. B. 1214, an act to extend the provisions of section 1980 of *The Code* for the Washington and Kinston Railway Company;

H. B. 545, S. B. 890, an act to establish a ferry across the Yadkin River;

H. B. 554, S. B. 944, an act to amend chapter 73, Private Laws of 1873–'74;

S. B. 1086, H. B. 1511, an act to incorporate the Piedmont Springs Railroad and Improvement Company;

S. B. 878, H. B. 1432, an act to permit the Commissioners of New Hanover County to exempt certain foremen of factories and machine-shops from jury duty;

H. B. 1430, S. B. 750, an act to confirm and make valid patent No. 8841, issued December 12, 1888;

S. B. 748, H. B. 1262, an act to prevent stock from running at large in certain portions of Rutherford County;

S. B. 461, H. B. 1073, an act to incorporate the Blue Ridge and Saluda Turnpike Company;

S. B. 836, H. B. 1378, an act to create a new township in the county of Rowan, to be called Cleveland Township;

S. B. 955, H. B. 1272, an act for the relief of Maney's Neck Township in Hertford County;

S. B. 1010, H. B. 1418, an act to allow the city of Charlotte to issue bonds;

S. B. 533, H. B. 1302, an act to amend an act passed February 21, 1883, entitled an act to incorporate the Baltimore Gold and Silver Mining and Smelting Company, by changing its name;

H. B. 658, S. B. 1317, an act to amend chapter 223, Laws of 1885, being entitled an act to incorporate the Mount Holly and Denver Railroad Company;

S. B. 1006, H. B. 1389, an act to amend the charter of the town of Murfreesboro;

S. B. 930, H. B. 1438, an act to amend chapter 503 of the Laws of 1889, relating to the public roads in Northampton County;

S. B. 782, H. B. 1316, an act to incorporate the Iredell Land and Construction Company;

S. B. 742, H. B. 1145, an act to amend the charter of the town of Smithfield — chapter 142, Private Laws of 1883;

S. B. 664, H. B. 1255, an act to amend chapter 280 of the Laws of 1889;

S. B. 777, H. B. 1268, an act to amend chapter 17 of Private Laws of 1873–'74;

H. B. 1183, S. B. 1202, an act to incorporate the Holly Springs Land and Improvement Company;

S. B. 606, H. B. 1303, an act to authorize the State Board of Education to invest the funds from sale of swamp lands, etc;

H. B. 503, S. B. 828, an act to incorporate the Fayetteville Land and Improvement Company (limited);

H. B. 916, S. B. 989, an act to authorize the Commissioners for the town of Concord to issue bonds;

S. B. 962, H. B. 1259, an act to make the apportionment of the members of the Senate;

S. B. 470, H. B. 864, an act to amend the charter of the city of Raleigh;

S. B. 337, H. B. 1273, an act to authorize the city of Wilmington to establish sewers and for other purposes;

S. B. 1130, H. B. 1498, an act to incorporate the Northampton and Hertford Railroad Company;

H. B. 968, S. B. 1044, an act to incorporate the town of Shawneehaw, in the county of Watauga;

H. B. 713, S. B. 947, an act to authorize the Board of County Commissioners of Brunswick County to issue bonds to build a jail and repair the court-house of said county;

S. B. 744, H. B. 1342, an act to review, lay out and amend the public road from New Wilkesboro to Tennessee line at Ambrose Gap;

H. B. 568, S. B. 1122, an act to establish a scale of fees for the Clerk of the Superior Court of the county of Pitt;

H. B. 693, S. B. 977, an act to amend the charter of the Asheville Fast Line and Suburban Railway Company, ratified 11th day of March, A. D. 1891;

S. B. 1073, H. B. 1491, an act to prohibit the sale of spirituous liquors;

H. B. 897, S. B. 1052, an act to incorporate the Henderson and Brevard Railway Telegraph and Telephone Company;

H. B. 968, S. B. 1048, an act to amend chapter 503, section 1, Laws of 1889;

H. B. 1234, S. B. 1203, an act to amend the charter of the town of Clyde in the county of Haywood;

H. B. 1092, S. B. 1091, an act to prevent obstructions in Rider's creek and Second creek in Tyrrell County;

S. B. 1067, H. B. 1436, an act supplemental to an act entitled an act to prevent the sale of liquor within two miles of Ray's school-house in Madison County;

S. B. 751, H. B. 1290, an act to amend an act entitled an act to compel personal representatives to plead the statute of limitations, ratified February 10, 1891, and to postpone the operation of the same;

S. B. 1227, H. B. 1510, an act to amend chapter 200, Private Laws of 1889, entitled an act to incorporate the East Carolina Land Improvement and Banking Company;

S. B. 736, H. B. 1329, an act for the relief of citizens of Sanford, Moore County;

S. B. 714, H. B. 1285, an act to incorporate the Southeastern North Carolina Railway Company;

H. B. 922, S. B. 1095, an act to amend the charter of the town of Randleman;

S. B. 381, H. B. 1208, an act to amend chapter 410, Laws of 1887, entitled an act supplemental to chapter 308, Laws of 1885, entitled an act to establish and maintain an industrial school;

S. B. 97, H. B. 1315, an act to incorporate the Hot Springs, Webster and Savannah Railroad Company;

S. B. 918, H. B. 1331, an act to amend chapter 235, Laws of 1889;

S. B. 964, H. B. 1384, an act to amend chapter 167, Laws of 1885, relative to a free ferry across North-east river;

H. B. 829, S. B. 948, an act relating to roads and highways of Granville County;

S. B. 629, H. B. 1278, an act to incorporate the First Presbyterian Church of Morganton;

H. B. 571, S. B. 899, an act to levy an assessment upon the real estate in stock-law bounds in Johnston County;

H. B. 530, S. B 684, an act to incorporate the Interstate Construction Company;

S. B. 547, H. B. 1212, an act to amend chapter 180, Laws of 1885;

H. B. 719, S. B. 893, an act to provide for the free passage of fish in Catawba river;

H. B. 831, S. B. 912, an act to amend the charter of the town of Salisbury, so as to provide and put in a system of sewerage in said town and for other purposes;

S. B. 957, H. B. 1308, an act to amend chapter 21 of *The Code*, and to establish a Criminal Court for the county of Hertford;

S. B. 1174, H. B. 1498, an act to allow compensation to the Sheriff of Wayne County;

H. B. 877, S. B. 1042, an act to authorize Commissioners of Alamance County to fund debt of county by issuing bonds;

S. B. 31, H. B. 933, an act to amend the charter of the town of High Point;

S. B. 1175, H. B. 1467, an act to amend section 3646 of *The Code*, in regard to printing increased number of Auditor's and Treasurer's reports;

S. B. 839, H. B. 1388, an act to incorporate the Asheville, Cranberry and Pulaski City Railroad Company;

H. B. 791, S. B. 1121, an act in relation to the establishment of Children's Homes in the several counties of the State and the maintenance thereof;

S. B. 628, H. B. 1337, an act to incorporate the South Carolina Seaboard and Western Railway Company;

H. B. 34, S. B. 816, an act to incorporate the Carolina, Greenville and Northern Railroad Company.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 851, S. B. 1113, bill to amend section 1169 of *The Code*, passed its second and third readings and was ordered to be enrolled.

H. B. 973, S. B. 1147, bill to amend section 120 of *The Code*, passed its second and third readings and was ordered to be enrolled.

H. R. 1400, S. R. 1299, resolution to pay expenses of subcommittee sent to Thomasville, relative to the location of the Deaf and Dumb Asylum, passed its second and third readings and was ordered to be enrolled.

Mr. Turner moved that the doors of the Senate be opened, which motion prevailed.

Messrs. Freeman, Culbreth, Davis of Haywood, Bishop, Walser and Bull were added to the Committee on Enrolled Bills.

On motion of Mr. Aycock, the Senate adjourned to meet at 8 o'clock P. M.

EVENING SESSION.

The Senate met pursuant to adjournment, Lieutenant Governor Holt presiding.

By consent,

Mr. Bellamy, from the Committee on Corporations, reported H. B. 1181, S. B. 1155, bill to incorporate the Wilkesboro Banking and Trust Company, recommending it do pass.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 1412, S. B. 1258, bill for the relief of the Fayetteville Light Infantry, passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

H. B. 1045, S. B. 1250, a bill for the relief of R. M. Nimocks of Cumberland County.

The amendments reported by the Committee on Propositions and Grievances were adopted.

The bill passed its second and third readings and was ordered to be sent to the House of Representatives.

H. B. 1560, S. B. 1322, bill to amend the charter of Edenton, passed its second and third readings and was ordered to be enrolled.

H. B. 1478, S. B. 1323, bill to authorize the Commissioners of Chowan County to sell the poor-house property, passed its second and third readings and was ordered to be enrolled.

H. B. 1115, S. B. 1187, bill to incorporate the Kings Mountain Mining and Improvement Company.

The amendments recommended by the Committee on Corporations were adopted.

The bill passed its second reading, ayes 25, noes 1, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Aycock, Bell, Bishop, Bull, Chesson, Courts, Culbreth, Durham, Freeman, Galloway, Greene of Wake, Grigsby, Hobson, King, Lucas, Mitchell, Parker, Reid, Russell, Shankle, Speight, Stanford and Twitty — 25.

Voting in the negative:

Mr. Rose — 1.

By consent, Mr. Aycock, for the Committee on Propositions and Grievances, reported H. B. 1045, S. B. 1250, bill for the relief of R. M. Nimock of Cumberland County, recommending it do pass, with amendments.

Mr. Twitty, for the Committee on Propositions and Grievances, reported H. B. 1310, S. B. 1256, bill relating to stock

in Carver's Creek Township, Cumberland County, recommending it do pass.

By Mr. Avery, for the Committee on Judiciary, H. B. 1126, S. B. 1211, bill to amend chapter 269, Laws of 1889, recommending it do pass.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 1398, S. B. 1300, bill to amend the charter of Asheville Mission Hospital and define the powers and privileges of said company, passed its second and third readings and was ordered to be enrolled.

H. B. 1119, S. B. 1326, bill to remove the Colored Normal School from Franklinton to Warrenton, passed its second reading.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives announcing that the House had refused to concur in Senate amendments to H. B. 710, S. B. 859, bill to incorporate the Bank of Pee Dee, and asking that a committee of conference be appointed on the same.

The President appointed as conferees on the part of the Senate, Messrs. Bellamy, Parker and McLarty.

THE CALENDAR

was resumed.

H. B. 1399, S. B. 1308, bill to incorporate the Yadkin Mining, Smelting and Improvement Company, passed its second and third readings and was ordered to be enrolled.

H. B. 1053, S. B. 1212, bill to authorize the repair of the court-house at Lumberton and to place vaults therein, passed its second reading, ayes 26, noes --, as follows:

Those voting in the affirmative were:

Messrs. Alston, Ardrey, Avery, Aycock, Bellamy, Bryan, Chesson, Courts, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, Mitchell, Paine, Parker, Reid, Rose, Shankle, Speight, Stanford, Twitty and Wilcox — 26.

H. B. 967, S. B. 1114, bill to amend chapter 398, Laws of 1889, passed its second and third readings and was ordered to be enrolled.

H. B. 1151, S. B. 1314, bill in relation to money received from the United States under the act of Congress refunding the direct tax to the State in trust for certain citizens of the State, passed its second and third readings and was ordered to be enrolled for ratification.

H. R. 1550, S. R 1311, resolution concerning the direct tax refunded by the Congress of the United States to the State of North Carolina, passed its second and third readings and was ordered to be enrolled.

H. B. 1056, S. B. 1295, bill in relation to the chain-gang in Robeson County, passed its second and third readings and was ordered to be enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting H. B. 634, S. B. 1327, bill in regard to Roanoke river, which was read the first time and placed on the Calendar.

Mr. Twitty moved to reconsider the vote by which H. B. 802, S. B. 1126, bill to amend section 2723 of *The Code*, was laid upon the table.

The motion prevailed and the bill passed its second and third readings and was ordered to be enrolled.

SPECIAL ORDER.

The hour of 8:30 having arrived the Senate proceeded with the consideration of S. B. 41, bill to amend the Constitution.

The bill failed to pass its second reading, ayes 6, noes 21, as follows:

Those voting in the affirmative were:

Messrs. Bell, Freeman, Greene of Harnett, McLarty, Rose and Russell — 6.

Those voting in the negative were:

Messrs. Alston, Ardrey, Atwater, Avery, Aycock, Bowers, Bryan, Chesson, Courts, Culbreth, Durham, Galloway, Greene of Wake, Hobson, Lucas, McLean, Mitchell, Reid, Sprinkle, Walser and Williams — 21.

By consent, Mr. Aycock, for the Committee on Printing, reported H. R. 216, S. R. 976, resolution in regard to printing extra copies of the biennial report of the Board of Health, recommending it do pass.

S. B. 538, bill to provide for a Public Printer, without prejudice.

S. B. 1068, bill to provide for the election of a State Printer, without prejudice.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. R. 1352, S. R. 1309, resolution in favor of F. S. Burkhead, passed its second and third readings and was ordered to be enrolled.

H. B. 1516, S. B. 1306, bill to amend chapter 375, Laws of 1887, passed its second and third readings and was ordered to be enrolled.

By consent, Mr. Grigsby, introduced S. R. 1328, resolution relative to paying special messenger of the Committee on

Enrolled Bills, which was read the first time and placed on the Calendar.

The bill failed to pass its second reading.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting House amendments to S. B. 1183, H. B. 1552, bill to incorporate the Johnson City, Tennessee, and Greensboro, N. C., Railroad Company.

The amendments were concurred in and the bill was ordered to be enrolled.

THE CALENDAR

was resumed.

H. B. 950, S. B. 1124, bill to amend the charter of Southport, passed its second reading, ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Bell, Bellamy, Chesson, Courts, Culbreth, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 33.

H. B. 1568, S. B. 1325, bill supplemental to an act entitled an act to promote and protect the oyster interest of the State, passed its second and third readings and was ordered to be enrolled

H. B. 1558, S. B. 1325, bill supplemental to an act passed at this session of the General Assembly entitled an act to amend chapter 200, Private Laws of 1889, passed its second and third readings and was ordered to be enrolled.

H. B. 1575, S. B. 1329, resolution in regard to printing for Railroad Commission, passed its second and third readings and was ordered to be enrolled.

H. B. 1082, S. B. 1312, bill to amend chapter 97, Private Laws of 1873–'4, passed its second and third readings and was ordered to be enrolled.

H. B. 1465, S. B. 1289, bill to establish a graded school in Henderson, passed its second reading ayes 33, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Avery, Aycock, Bell, Bellamy, Butler, Chesson, Courts, Culbreth, Davis of Haywood, Durham, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Lucas, McLarty, Mitchell, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Twitty, Walser, White and Wilcox — 33.

H. B. 1294, S. B. 1255, bill to incorporate the Edgecombe and Granville Railroad Company, passed its second reading, ayes 39, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bryan, Bull, Butler, Chesson, Courts, Davis of Franklin, Davis of Haywood, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 39.

H. B. 1362, S. B 1267, bill to incorporate the Rocky Mount West End Land and Improvement Company, passed its second and third readings and was ordered to be enrolled.

House amendments to S. B. 1136, H. B. 1492, bill to provide for erecting steps for Executive Mansion.

The amendments were concurred in and the bill was ordered to be enrolled.

H. B. 991, S B. 1248, bill to incorporate the Zion Wesley A. M. E. Church, Cabarrus County, passed its second and third readings and was ordered to be enrolled.

H B. 1420, S. B. 1259, bill to secure the better drainage of Coddles creek, Cabarrus County, passed its second and third readings and was ordered to be enrolled.

H. B. 993, S. B. 1060, bill for the better drainage of the lowlands of Lincoln and Catawba Counties, passed its second and third readings and was ordered to be enrolled.

The following bills passed their second and third readings and were ordered to be enrolled for ratification:

H. B. 116, S. B. 1161, bill to incorporate the Southern Manganese Company;

H. B. 907, S. B. 997, bill to amend section 2042 of *The Code;*

H. B. 921, S. B. 1038, bill to abolish August Term of Lenoir Superior Court;

H. B. 549, S. B. 1032, bill for the benefit of public school district No. 26 (white), Martin County;

H. B. 843, S. B. 1111, bill to incorporate Shiloh Institute;

H. B. 413, S. B. 984, bill to allow the Treasurer of Randolph County to pay a school claim;

H. B. 507, S. B. 988, bill to restrict fishing in Columbus and Brunswick Counties;

H. B. 927, S. B. 1157, bill to incorporate the Lower Creek and Linville Valley Transportation Company, on its second reading.

The amendments submitted by the Committee on Corporations were adopted, and the bill passed its second reading, ayes 35, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Atwater, Avery, Aycock, Bell, Bellamy, Bryan, Chesson, Courts, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Sprinkle, Stanford, Walser, White, Wilcox and Williams — 35.

H. B. 698, S. B. 981, bill for the relief of the Clerk of the Superior Court of Cumberland County, was, on motion of Mr. Greene of Wake, laid on the table.

H. B. 1013, S. B. 1031, bill to incorporate Ruffin Lodge, No. 6, Knights of Pythias, passed its second and third readings and was ordered to be enrolled.

H. B. 948, S. B. 1099, bill to amend the charter of the Fayetteville and Albemarle Railroad Company, passed its second and third readings and was ordered to be enrolled.

H. B. 661, S. B. 902, bill to incorporate the Hope Mills, Cumberland County, passed its second and third readings and was ordered to be enrolled.

H. B. 1167, S. B. 1290, bill to secure titles to real estate, passed its second and third readings and was ordered to be enrolled.

H. B. 1324, S. B. 1316, bill to create a township in Jones County, to be known as Chinquapin Township, passed its second and third readings and was ordered to be enrolled.

H. B. 682, S. B. 979, bill to repeal chapter 302, Laws of 1887, was, on motion of Mr. Freeman, laid on the table.

H. B. 953, S. B. 1040, bill to amend chapter 91, Private Laws of 1881, passed its second reading, ayes 36, noes --, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Atwater, Avery, Aycock, Bell, Bellamy, Bryan, Chesson, Courts, Davis of Franklin, Davis of Haywood, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Grigsby, Hobson, King, Lucas, McLean, McLarty, Mitchell, Paine, Parker, Reid, Rose, Russell, Shankle, Speight, Sprinkle, Stanford, Turner, Walser, White, Wilcox and Williams — 36.

H. B. 1086, S. B. 1251, bill to protect fish in the streams of Mitchell County, passed its second and third readings and was ordered to be enrolled.

H. B. 1560, S. B. 1322, bill to amend the charter of the town of Edenton, passed its second and third readings and was ordered to be enrolled.

H. B. 634, S. B. 1327, bill in regard to the Roanoke river, failed to pass its second reading.

House amendments to S. B. 113, H. B. 1552, bill to incorporate the Johnson City (Tennessee) and Greensboro (North Carolina) Railroad Company.

The amendments were concurred in and the bill was ordered to be enrolled.

H. B. 1126, S. B. 1211, bill to amend chapter 269, Laws of 1889, passed its second and third readings and was ordered to be enrolled.

H. B. 1364, S. B. 1266, bill in relation to county seat in Brunswick County, on its second reading.

The amendments submitted by the Committee on Corporations were adopted, and the bill passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

Mr. Ardrey, in behalf of the pages and employees of the Senate, presented to Mr. Hinnant, the Door-keeper, a gold-headed cane, which was accepted on behalf of the Door-keeper by Mr. Grigsby.

Upon receipt of which Mr. Hinnant said: "God bless you, boys!"

Mr. Turner offered the following, which was adopted:

Resolved, That no rule of the Senate shall be altered, suspended or reconsidered without a vote of two-thirds of all the members-elect, and no motion to suspend shall embrace more than one rule, or relate to any other object than the one specified in said motion.

On motion, the Senate adjourned until to-morrow morning at 10 o'clock.

FIFTY-SECOND DAY.

SENATE CHAMBER, March 7, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt presiding.

The Journal of Friday was approved.

PETITION.

Mr. Bowers presented petition of citizens of Weldon, asking the grant of charter to the Petersburg road. Placed on the Calendar.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Judiciary:

By Mr. Bellamy, H. B. 976, S. B. 1209, bill concerning interest, recommending that it do pass.

From the Committee on Insurance:

By Mr. Gilman, S. B. 667, bill in relation to paying insurance policies, reported without prejudice;

S. B. 1080, bill to protect the property owners of the State, reported without prejudice.

From the Committee on Fisheries:

By Mr. Gilman, H. B. 472, S. B. 939, bill to amend chapter 164, Laws of 1889, in relation to catching Diamond-Back Terrapin in Brunswick County, reported without prejudice.

By Mr. Lucas, H. B. 1047, S. B. 1149, bill to protect fish in the waters of Sweeten-water creek in Martin County, recommending it do pass.

By Mr. Morgan, H. B 1114, S. B. 1193, bill to protect fish in Tull's creek in Currituck County, recommending it do pass.

Mr. Bellamy, from the committee on conference on H. B. 710, S. B. 859, bill to incorporate bank of Pee Dee, recommending that the Senate do recede from its amendment. Recommendation concurred in, and the bill was ordered enrolled.

House amendments to S. B. 1085, H. B. 1505, bill to authorize certain claims against the North Carolina Penitentiary. The substitute offered by the Finance Committee was adopted.

The bill passed its second and third readings and was ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced, read the first time, and disposed of as follows:

By Mr. Avery, S. B. 1357, bill to create a new township in Mitchell County, which was read the first time and placed on the Calendar.

By Mr. Walser, S. B. 1358, bill supplemental to an act ratified the 2nd day of February, 1891, entitled an act to amend chapter 64 of the Acts of the General Assembly of North Carolina, ratified the 28th day of February, 1883, entitled an act to incorporate the Southern Mining, Smelting and Manufacturing Company, which was read the first time and placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting

House amendments to S. B. 417, H. B. 1146, bill for the benefit of the Fayetteville Light Infantry Company, read the first time and placed on the Calendar.

H. B. 1443, S. B. 1331, bill to incorporate the public road from Asheville to a point two miles south of Biltmore, read the first time and placed on the Calendar.

House amendments to S. B. 1069, H. B. 1527, bill to incorporate the North Carolina, Cleveland, Chattanooga and Dayton Railroad Company, read the first time and placed on the Calendar.

H. B. 1338, S. B. 1362, bill creating a relief fund for disabled firemen, read the first time and placed on the Calendar.

REPORTS FROM COMMITTEES.

Reports from committees were submitted as follows:

From the Committee on Judiciary:

By Mr. Turner, H. B. 454, S. B. 1244, bill to amend section 2015 of *The Code*, recommending it do pass;

H. B. 455, S. B. 1245, bill to amend section 2019 of *The Code*, recommending it do not pass;

H. B. 699, S. B. 1247, bill to repeal chapter 199, Laws of 1889, recommending it do pass;

S. B. 1020, bill to further extend the time for the cultivation of oysters, recommending it do not pass;

H. B. 453, S. B. 1243, bill to amend section 2017 of *The Code*, recommending it do not pass;

H. B. 1348, S. B. 1208, bill to amend section 3410 and 3411 of *The Code*, recommending it do pass;

S. B. 1141, bill to amend section 1967 of *The Code*, recommending it do pass;

S. B. 1178, bill to amend section 1960 of *The Code*, recommending amendments, and, as amended, recommending it do pass;

H. B. 1422, S. B. 1279, bill to suspend the operations of chapter 49 of *The Code* of North Carolina in certain cases, and repeal certain provisions of other acts, recommending it do not pass.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting bills and resolutions which were read the first time and placed on the Calendar:

H. B. 1024, S. B. 1332, bill to amend section 1754 of *The Code;*

H B. 1025, S. B. 1333, bill to regulate the sale of liquor on prescriptions of physicians in certain counties;

H. B. 1016, S. B. 1334, bill to empower citizens of Onslow County to propagate diamond-back terrapins in Onslow County;

H. B. 1019, S. B. 1335, bill to settle the boundary lines between the county of Surry and the counties of Stokes and Forsyth;

H. B. 1295, S. B. 1336, bill to prevent tilling over graves in Camden County;

H. B. 1142, S. B. 1337, resolution requesting our Senators and Representatives to have appropriated $25,000 to cut a canal in Columbus County;

H. B. 1237, S. B. 1338, bill to allow certain persons in Jackson County to attend public schools in Swain County;

H. B. 1382, S. B. 1339, bill to allow Worth Bryson, a one-legged citizen of Jackson County, to peddle without a license;

H. B. 1572, S. B. 1340, bill to change the time of holding Superior Courts in Granville and Vance counties;

H. B. 1505, S. B. 1085, bill to authorize the payment of certain claims against the Penitentiary. Substitute by the Finance Committee;

H. R. 1187, S. R. 797, resolution in favor of Margaret Suits, widow of a Confederate Soldier;

H. B. 1435, S. B. 960, bill to provide a rate of pilotage for coaling steamers and for other purposes;

H. B. 1067, S. B. 1341, bill authorizing the Governor to negotiate with the Governor of Virginia;

H. R. 1575, S. R. 1339, resolution in regard to printing for Railroad Commission;

H. B. 452, S. B. 1342, bill to amend chapter 254, Laws of 1889;

H. B. 1088, S. B. 1343, bill in relation to chapter 280, Laws of 1889;

H. B. 1323, S. B. 1344, bill to repeal chapter 403, Laws of 1889;

H. B. 1313, S. B. 1345, bill to incorporate Carthage Baptist Church;

H. B. 1533, S. B. 1346, bill to extend the time for registration of deeds, grants, etc., for two years;

H. B. 1166, S. B. 1347, bill for the relief of Z. F. Long, Clerk of the Superior Court of Richmond County;

H. B. 1124, S. B. 1348, bill to amend section 3397 of *The Code;*

H. B. 1236, S. B. 1349, bill to amend section 81 of *The Code;*

H. B. 1175, S. B. 1350, bill to incorporate the Empire Burying Society;

H. B. 1413, S. B. 1351, bill to allow sheriffs, clerks, etc., to give bond in guaranty or assurance companies;

H. B. 1444, S. B. 1352, bill to extend the provisions of the Mecklenburg road law to the county of Gaston;

H. B. 1401, S. B. 1353, bill to create fence-law commissioners in Pitt County;

H. B. 1338, S. B. 1362, bill creating a relief fund for disabled firemen;

House amendments to S. B. 1069, H. B. 1527, bill to incorporate the North Carolina, Cleveland, Chattanooga and Dayton Railroad Company;

House amendments to S. B. 417, H. B. 1146, bill for the benefit of the Fayetteville Light Infantry Company;

Substitute for H. B. 1443, S. B. 1331, bill to incorporate the public road from Asheville to a point two miles south of Biltmore;

H. B. 1402, S. B. 1354, bill to amend section 3111 of *The Code;*

H. B. 1407, S. B. 1355, bill to prevent the destruction of deer in Carteret County;

H. B. 1054, S. B. 1363, bill relating to the Bureau of Immigration;

H. B. 1559, S. B. 1364, bill to obtain agricultural statistics;

H. B. 1093, S. B. 1365, bill to incorporate the Southern Woman's Christian Temperance Union Society;

H. B. 1457, S. B. 1366, bill to incorporate the Diamond Steamboat and Wrecking Company.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 108, S. B. 1271, bill to re-charter the Petersburg Railroad Company and to extend said charter.

The bill passed its second reading.

S. B. 1358, a bill supplemental to an act ratified on the 20th day of February, 1891, entitled an act to amend chapter 64 of the Acts of the General Assembly of North Carolina, ratified on the 28th day of February, 1883, entitled an act to incorporate the Southern Mining, Smelting and Manufacturing Company.

The bill passed its second and third readings and was ordered sent the House of Representatives without engrossment.

Moved by Mr. Twitty, that to-night at 9 o'clock the Senate go into an election of directors for the School of Deaf and Dumb of North Carolina, and that a message be sent to the House of Representatives asking the concurrence of that honorable body therein.

THE CALENDAR

was resumed.

H. B. 962, S. B. 1038, bill to secure the better drainage of certain water-courses in Cabarrus County, passed its second and third readings and was ordered to be enrolled.

H. B. 990, S. B. 995, bill to amend chapter 339, Laws of 1885, passed its second and third readings and was ordered to be enrolled.

S. B. 1358, bill to empower the directors of the State Hospital at Morganton to condemn certain lands, failed to pass its second reading, ayes 14, noes 25, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Atwater, Aycock, Bell, Bull, Butler, Davis of Haywood, Galloway, King, Lucas, Parker, Reid, Rose and Speight — 14.

Those voting in the negative were:

Messrs. Alston, Ardrey, Bowers, Courts, Culbreth, Davis of Franklin, Freeman, Gilman, Greene of Harnett, Greene of Wake, Hobson, McLean, McLarty, Mitchell, Morgan, Paine, Russell, Shankle, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 25.

S. B. 951, bill to incorporate the North Carolina Company. The amendments recommended by the Committee on Corporations were adopted.

The bill passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. B. 1183, H. B. 1552, bill to incorporate the Johnson City, Tenn., and Greensboro, N. C., Railroad Company.

House amendments were concurred in and the bill was ordered to be enrolled.

H. B. 1369, S. B. 1264, bill to incorporate the Carolina Savings Bank, passed its second and third readings and was ordered to be enrolled.

H. B. 1230, S. B. 1297, bill to create the office of gamekeeper in Currituck County, passed its second and third readings and was ordered to be enrolled.

H. B. 1451, S. B. 1310, bill to make the Railroad Commission a Court of Record, passed its second and third readings and was ordered to be enrolled

H. B. 1416, S. B. 1298, bill for the relief of Hugh Cale, passed its second and third readings and was ordered to be enrolled.

H. B. 1162, S. B. 1263, bill to establish a public ferry across Pee Dee River between the counties of Stanly and Montgomery, passed its second and third readings and was ordered to be enrolled.

H. B. 1229, S B. 1296, bill to repeal section 1, chapter 126, Laws of 1889, passed its second and third readings and was ordered to be enrolled.

House amendments to S. B. 960, H. B. 1435, bill to provide a rate of pilotage for coaling steamers and for other purposes.

The amendments were concurred in and ordered to be enrolled.

House amendments to S. B. 1285, H. B. 1577, bill to apportion the several Congressional Districts.

The amendments were concurred in and ordered to be enrolled.

House amendments to S. R. 797, H. R. 1187, resolution in favor of Margaret Suits, widow of a Confederate soldier.

The amendments were concurred in and ordered to be enrolled.

H. B. 1422, S. B. 1279, bill to suspend chapter 49 of *The Code* in certain cases and repeal certain provisions on its second reading.

Mr. Butler demanded the ayes and noes, which were ordered, and the bill passed its second reading, ayes 28, noes 18, as follows:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Atwater, Bell, Bishop, Bowers, Bryan, Butler, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Greene of Harnett, Greene of Wake, Hobson, McLean, Mitchell, Morgan, Paine, Parker, Rose, Russell, Shankle, Speight, White, Wilcox and Williams — 28.

Those voting in the negative were:

Messrs. Ardrey, Avery, Aycock, Bellamy, Bull, Chesson, Davis of Haywood, Galloway, Gilman, King, Lucas, McLarty, Skinner, Sprinkle, Stanford, Turner, Twitty and Walser — 18.

Mr. Gilman objected to the bill going on its third reading.

Mr. Butler moved to suspend the rules to put the bill on its third reading.

Upon the motion to suspend the rules, Mr. Turner demanded the ayes and noes, which were ordered.

The motion to suspend the rules was not adopted, ayes 26, noes 16, as follows (the necessary two-thirds not voting therefor).

Those voting in the affirmative were:

Messrs. Allen of Granville, Atwater, Bell, Bishop, Bowers, Bryan, Bull, Butler, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Greene of Harnett, Greene of Wake, Hobson, McLean, Mitchell, Morgan, Paine, Rose, Russell, Shankle, Speight, White, Wilcox and Williams — 26.

Those voting in the negative were:

Messrs. Alston, Bellamy, Bull, Chesson, Davis of Haywood, Galloway, Gilman, King, Lucas, Reid, Skinner, Sprinkle, Stanford, Turner and Walser — 16.

H. B. 1237, S. B. 1338, bill to allow certain persons in Jackson County to attend the public schools at Whittier, Swain County, passed its second and third readings and was ordered to be enrolled.

H. B. 455, S. B. 1245, bill to amend section 2019 of *The Code*, passed its second and third readings and was ordered to be enrolled.

H. B. 453, S. B. 1243, bill to amend section 2017 of *The Code*, passed its second and third readings and was ordered to be enrolled.

H. B. 454, S. B. 1244, bill to amend section 2015 of *The Code*, passed its second and third readings and was ordered to be enrolled.

H. B. 1574, S. B. 1368, a bill amendatory and supplemental to an act passed at this session of the General Assembly, entitled an act to amend the charter of the Guilford Battleground Company, passed its second and third readings and was ordered to be enrolled.

Mr. Davis of Haywood, from conferees on Senate amendments to H. B. 99, S. B. 767, bill to amend section 2589 of *The Code*, so as to increase the public school fund to fourteen cents on property and forty-two cents on poll, submitted a report, which was adopted, and the bill was ordered to be enrolled.

H. B. 1119, S. B. 1326, bill to remove the Colored Normal School from Franklinton to Warrenton, passed its third reading and was ordered to be enrolled.

H. B. 972, S. B. 1157, bill to incorporate the Lower Creek and Linville Valley Transportation Company, passed its third reading, ayes 29, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Chesson, Davis of Franklin, Davis of Haywood, Freeman, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Lucas, Mitchell, Paine, Parker, Rose, Speight, Stanford, Turner, Twitty, Walser, Wilcox and Williams — 29.

H. B. 1572, S. B. 1340, bill to change the time of holding the Superior Courts in Franklin and Vance Counties, passed its second and third readings and was ordered to be enrolled.

H. B. 1583, S. B. 1377, bill to prohibit the manufacture of liquor within three miles of certain localities in Iredell County, passed its second and third readings and was ordered to be enrolled.

H. B. 787, S. B. 1321, bill to furnish convict labor to complete the Madison County turnpike road, on its second reading.

Mr. Bishop moved to amend by including one hundred convicts to Northampton, Bertie, Martin and Halifax Counties to open Roanoke river.

The amendment was lost.

Mr. Lucas moved to amend by allowing Broad creek and Alligator canal two hundred hands to complete the same.

The amendment was lost.

Mr. Chesson moved to amend by adding one hundred for the purpose of constructing a turnpike from head of Newland to head of Kinder's creek.

The amendment was lost.

Mr. Gilman moved to amend by inserting the words Onslow, Jones and Carteret immediately after and wherever the word Madison occurs in said act.

The amendment was lost.

Mr. Parker demanded the previous question, which was sustained.

The bill, on its second reading failed to pass, ayes 10, noes 24, as follows:

Those voting in the affirmative were:

Messrs. Alston, Atwater, Avery, Bell, Butler, Davis of Haywood, Durham, Sprinkle, Stanford and Walser — 10.

Those voting in the negative were:

Messrs. Bellamy, Bishop, Bowers, Chesson, Courts, Culbreth, Davis of Franklin, Freeman, Galloway, Gilman, Greene of Wake, Hobson, King, Lucas, McLean, Mitchell, Morgan, Paine, Parker, Rose, Shankle, Speight, Wilcox and Williams — 24.

Mr. Turner moved that all rules for the government of the Senate, except the general rules, be rescinded. The motion prevailed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting bills and resolutions, which were read the first time, and placed on the Calendar:

H. B. 1134, S. B. 1370, bill to incorporate Phalanx Lodge, Raleigh, N. C.;

H. B. 1399, S. B. 1371, bill relative to sale of liquor by druggist on prescription;

H. B. 1409, S. B. 1372, bill to change the stock-law fence in Franklin County;

H. B. 1576, S. B. 1373, bill to incorporate trustees of Turkey Creek Camp Ground;

H. B. 1109, S. B. 1374, bill to prevent the felling of trees in Roanoke river;

H. B. 1423, S. B. 1375, bill to amend chapter 127, Laws of 1889;

H. B. 1557, S. B. 1376, bill to make Haw river, Chatham County, a lawful fence.

H. B. 1583, S. B. 1377, bill to prohibit the manufacture of liquor in Iredell County;

H. B. 1243, S. B. 1378, bill to amend chapter 215, Laws of 1889, in relation to cotton weigher in Monroe;

H. B. 1239, S. B. 1379, bill to amend chapter 77, Laws of 1887;

H. B. 1062, S. B. 1380, bill to incorporate the Atlantic Express Company;

H. B. 1053, S. B. 1381, bill to allow the Treasurer of Randolph to pay a school claim;

H. B. 1588, S. B. 1382, bill to incorporate the town of Garysburg, in Northampton County;

H. B. 1589, S. B. 1383, bill to pay Edna Phelps a certain school claim in Tyrrell County;

H. B 1322, S. B. 1384, bill to amend section 1260 of *The Code*, validating certain probates and registration;

H. H. 1367, S. B. 1385, bill for the relief of W. I. Gore & Co., of Wilmington;

House amendment to S. B. 922, H. B. 1391, bill to incorporate the Saluda Seminary, Polk County.

By consent, Mr. Russell introduced S. B. 1367, bill to change the Fourth and Fifth Congressional Districts of the State, as ratified by the General Assembly on March 7, which passed its several readings and was ordered sent to the House of Representatives without engrossment.

By consent, Mr. Avery introduced S. B. 1637, bill to create a new township in Mitchell County, which was read the first time and placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting bills and resolutions which were read the first time and placed on the Calendar as follows:

H. B. 1456, S. B. 1387, bill regulating the meetings of County Boards of Education.

H. B. 1519, S. B. 1388, bill to prohibit the sale of spirituous liquors within two miles of Zion school-house in Madison County

H. B. 1600, S. B. 1389, bill to appoint Justices of the Peace for Chinquapin Township, Jones County.

H. B. 1801, S. B. 1390, bill to amend section 2019 of *The Code.*

H. B. 1356, S. B. 1391, bill to correct grant No. 145.

H. B. 1602, S. B. 1392, bill to change the name of Hiawassee Land and Improvement Company.

Mr. Grigsby, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

H. B. 982, S. B. 950, an act to promote and protect the oyster interest of the State;

H. B. 971, S. B. 1195, an act to amend the charter of the French Broad Valley Railroad;

S. B. 362, H. B. 330, an act in relation to the public school in the town of Shelby and providing for the levying of a tax to support the same;

H. B. 1196, S. B. 610, an act to incorporate the Winston Trust Company;

S. B. 365, H. B. 1387, an act to incorporate the grounds of Trinity College as Trinity Park, etc.;

H. B. 956, S. B. 1109, an act to appoint E. S. Simmons a Justice of the Peace and for other purposes;

S. B. 563, H. B. 1154, an act to incorporate the Rocky Point and Pender Phosphate and Improvement Company of North Carolina;

H. B. 621, S. B. 696, an act to amend section 2, chapter 39, Laws of 1887;

S. B. 605, H. B. 1503, an act to amend chapter 57, Laws of 1881, relating to the stock-law district in Harnett County;

H. B. 1233, S. B. 1207, an act to incorporate the town of Pigeon River in Haywood County, N C.;

S. B. 749, H. B. 1508, an act for the relief of J. A. Cameron, Clerk of the Superior Court of Harnett County;

S. B. 1014, H. B. 1493, an act to amend chapter 238 of the Laws of 1887, relating to the drainage of water-courses in Guilford County;

S. B. 1185, H. B. 1475, an act to create the office of Chief of the Fire Department of the city of Wilmington distinct from that of Chief of Police;

H. B. 1486, S. B. 1138, an act to amend chapter 312, Laws of 1889, to prohibit the use of dynamite in the French Broad river and its tributaries;

H. B. 1487, S. B. 925, an act to prevent the obstruction of Swift creek in Edgecombe County;

S. B. 1076, H. B. 1467, an act to incorporate the town of Whiteville, Columbus County;

H. B. 1395, S. B. 1238, an act to empower the County Commissioners of Robeson County to levy a special tax in stock-law territory;

S. B. 843, H. B. 1501, an act to amend section 11, chapter 85, Laws of 1885, in relation to the Chesapeake, Norfolk and Carolina Railroad Company;

S. B. 1025, H. B. 1513, an act to incorporate the town of Essex in Halifax County;

H. B. 1470, S. B. 1021, an act to incorporate Far Creek Oyster Company;

S. B. 114, H. B. 1251, an act to amend the pension law of 1889;

H. B. 771, S. B. 599, an act to incorporate the Burgwyn Bros. Tobacco Company;

H. B. 772, S. B. 910, an act to amend the laws relating to Fayetteville;

H. B. 1089, S. B. 1274, an act to provide for better roads in Franklinton Township in Franklin County;

S. B. 558, H. B. 1440, an act to incorporate the various churches in North Carolina not heretofore incorporated;

S. B. 157, H. B. 1279, an act to incorporate the Harper Fabric Company;

S. B. 621, H. B. 1281, an act to amend chapter 404, Laws of 1889;

S. B. 385, H. B. 1101, an act establishing a geological survey of the State of North Carolina;

H. B. 1060, S. B. 1277, an act to change and establish the dividing or boundary line between the counties of Clay and Cherokee;

S. B. 350, H. B. 888, an act to amend chapter 159 of the Private Acts of the General Assembly of North Carolina, passed at the session of 1887, relative to the town of Southern Pines;

H. B. 1085, S. B. 1189, an act to amend chapter 181, section 4, Laws of 1889, in reference to registration of physicians;

H. B. 851, S. B. 1113, an act to amend section 1169 of *The Code*, conferring upon the Governor additional power to employ agent or offer reward for apprehension of fugitives charged with felony;

S. B. 55, H. B. 683, an act to amend the Constitution of North Carolina;

H. B. 952, S. B. 1108, an act to regulate local option at Kenansville, Duplin County;

S. B. 1132, H. B. 1480, an act to incorporate the Jones and Onslow Tram-way Company;

H. B. 1312, S. B. 1160, an act to amend section 2755 of *The Code*, relative to authorized entries and grants;

H. B. 993, S. B. 1030, an act to incorporate Union Cotton Mills;

S. B. 961, H. B. 1469, an act to authorize the collection of certain unpaid taxes in Moore County;

S. B. 351, H. B. 1219, an act to amend the charter of the Winston-Salem Land and Investment Company, and to enlarge its powers;

S. B. 779, H. B. 1103, an act to amend chapter 298, Laws of 1889, in relation to the cultivation of shell fish in Onslow County;

S. B. 926, H. B. 1431, an act to incorporate the town of Roseboro;

S. B. 758, H. B. 1314, an act to incorporate the town of Jacksonville, in Onslow County;

H. B. 382, S. B. 1168, an act to incorporate the town of Davidson in Mecklenburg County;

S. B. 1232, H. B. 1545, an act to incorporate the Plymouth, Washington and Kinston Railroad Company;

H. B. 973, S. B. 1147, an act to amend section 120 of *The Code;*

H. B. 434, S. B. 769, an act for the relief of the North Carolina Industrial Association;

S. B. 568, H. B. 1223, an act for the relief of the Clerks of Superior Courts;

H. B. 1242, S. B. 1239, an act to incorporate the town of Dobson in the county of Surry;

S. B. 1022, H. B. 1350, an act supplemental to and to be a part of an act entitled an act to make the apportionment of the members of the Senate;

H. B. 1526, S. B. 1140, an act to incorporate the Farmer's Railroad Company;

H. B. 703, S. B. 644, an act to prevent fishing in the waters of Aleghany by seines, drag-nets and like means;

H. B. 1161, S. B. 1240, an act to amend the charter of the town of Salisbury, etc.;

H. B. 1051, S. B. 1092, an act to repeal the charter of Garner Station, Wake County, North Carolina;

H. B. 1110, S. B. 1200, an act to incorporate the town of New London;

H. B. 1105, S. B. 1165, an act in relation to Caldwell and Watauga Turnpike Company;

H. B. 26, S. B. 1118, an act to amend section 1299 of *The Code,* in regard to the drainage of low lands;

H. B. 1245, S. B. 1210, an act to amend section 2834 of *The Code;*

S. B. 965, H. B. 1465, an act for the relief of Lewis J. Davis of Ashe County;

H. B. 733, S. B. 1050, an act to extend the provisions of section 1980 of *The Code*, for the Washington and Kinston Railway Company;

S. B. 739, H. B. 1429, an act to authorize the Commissioners of Wilkes County to levy a special tax;

H. B. 1548, S. B. 1278, an act supplemental to an act to amend the charter of the Winston-Salem Land and Investment Company, and to enlarge its powers;

H. B. 622, S. B. 906, an act to amend the charter of the town of Pilot Mountain in Surry County;

H. B. 969, S. B. 1152, an act to authorize the townships along the line of the Asheville and Bristol Railroad in the counties of Buncombe, Madison and Yancey, to assist in the construction of the said railroad;

H. B. 1346, S. B. 802, an act to amend the charter of the town of Thomasville;

H. B. 1017, S. B. 1235, an act to amend chapter 511, Laws of 1889, in regard to public roads in Mitchell County;

S. B. 1074, H. B. 1385, an act to incorporate the Sutherland Seminary in Ashe County;

S. B. 663, H. B. 1428, an act to appoint cotton and peanut weighers for No. 1 township, the town of Tarboro, Edgecombe County;

H. B. 860, S. B. 1059, an act to incorporate Belmont Academy;

H B. 657, S. B. 991, an act to incorporate the North Carolina Electric and Power Company;

S. B. 616, H. B. 1194, an act to amend chapter 145, Laws of 1887;

H. B. 1361, S. B. 1317, an act to authorize the Treasurer of Mecklenburg County to pay W. J. Miller the sum of $25.16 for teaching during the year 1888;

S. B. 521, S. B. 1504, an act to incorporate the North Carolina Live Stock Association;

H. B. 1087, S. B. 1252, an act to amend chapter 296, Laws of 1885;

H. B. 970, S. B. 1105, an act to amend chapter 158, Laws of 1889, entitled an act to incorporate the Carolina Mining, Manufacturing and Improvement Company;

S B. 620, H. B. 1318, an act to amend chapter 154, Laws of 1883, etc.;

S. B. 516, H. B. 1334, an act to amend chapter 219, Private Laws of 1889;

H. B. 1064, S. B. 1260, an act to apportion the members of the House of Representatives;

H. B. 975, S. B. 1055, an act to incorporate the town of Paint Rock in Madison County;

H. B. 731, S. B. 861, an act to revise and amend the public road from New Wilkesboro to State line near mouth of Wilson;

H. B. 806, S. B. 994, an act to incorporate the Murphy Banking Company;

S. B. 604, H. B. 1276, an act to amend the charter of the Maxton Building and Loan Association;

H. B. 1328, S. B. 1213½, an act to authorize the Commissioners of Hyde County to levy a special tax;

S. B. 391, H. B. 822, an act to incorporate the Citizens Bank of New Bern;

H. B. 1363, S. B. 1237, an act to incorporate the town of Sunset Park in the county of Buncombe;

S. B. 1123, H. B. 774, an act in relation to public schools in the city of Asheville;

S. B. 1066, H. B. 1538, an act to incorporate the Electro-Typograph Company;

S. B. 1173, H. B. 1542, an act to allow the removal of obstructions in Silver creek in Burke County;

S. B. 783, H. B. 1270, an act to incorporate Monroe High School, in Union County, North Carolina;

S. B. 966, H. B. 1419, an act to amend the charter of the town of Wilson, N. C.;

S. B. 789, H. B. 1253, an act to amend the charter of the C. M. Stedman Bucket Company of Wilmington, N. C.;

H. B. 896, S. B. 1119, an act for the relief of W. C. Boren;

S. B. 1137, H. B. 1543, an act to provide for the furnishing of the Governor's Mansion;

S. B. 601, H. B. 1207, an act to authorize the trustees, under chapter 51, Laws of 1868–'69, to sell the lands therein mentioned and reinvest the proceeds;

S. B. 1219, H. B. 1481, an act to amend chapter 150, Laws of 1883, and chapter 78, Laws of 1887;

S. B. 1184, H. B. 1549, an act to authorize the Board of Commissioners of Burke County to levy a special tax;

S. B. 1215, H. B. 1529, an act to authorize the Treasurer of Johnston County to pay a certain school claim;

H. B. 411, S. B. 1214, an act to amend the charter of the town of Mount Airy, chapter 62, Private Acts of 1887;

S. B. 842, H. B. 1462, an act to confirm and amend the incorporation and organization of the Panacea Springs and Hotel Company;

H. B. 1398, S. B. 1300, an act to amend the charter of the Asheville Mission Hospital, and to define the powers and privileges of said company;

H. B. 544, S. B. 1125, an act to incorporate the Farmers and Merchants Bank of Greenville;

S. B. 1133, H. B. 1556, an act to amend chapter 83, Laws of 1848 and 1849, relating to the charter of the North Carolina Railroad;

S. B 1220, H. B. 1507, an act to provide for the repairs, improvements and support of certain insane asylums;

H. B. 1106, S. B. 1164, an act to dispose of certain stock in the Caldwell and Watauga Turnpike Company;

S. B. 122, H. B. 1343, an act to incorporate Pleasant Grove Camp Ground in the county of Union;

S. B. 612, H. B. 1427, an act to authorize the Board of Councilmen of the town of Plymouth to issue bonds to build a town hall and market house, and to levy a special tax;

H. B. 963, S. B. 1156, an act to protect sheep in certain counties;

H. B. 957, S. B. 1116, an act to protect wild fowl in Core Sound in Carteret County;

S. R. 1065, H. R. 1506, resolution to have printed captions of acts;

S. R. 1283, H. R. 1523, resolution to pay E. A. Brown for services in getting up omnibus bill;

S. R. 1170, H. R. 1474, resolution in favor of Fred. Keuster;

S. R. 1299, H. R. 1400, resolution to pay expenses of sub-committee who were sent to Thomasville relative to the location of Deaf and Dumb Asylum;

S. R. 333, H. R. 1502, resolution to supply Rutherford College with certain publications;

S. R. 883, H. R. 1252, resolution to pay expenses of sub-Committee on Education to visit the University;

H. B. 1285, S. B. 1577, an act to apportion the several Congressional Districts;

S. B. 780, H. B. 1570, an act to amend the charter of the Statesville Air-Line Railroad Company;

S. B. 1017, H. B 1512, an act to allow the Board of Commissioners of Greene County to levy a special tax.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 1293, S. B. 1255, bill to incorporate the Edgecombe and Granville Railroad Company.

The bill passed its third reading, ayes 39, noes --, as follows, and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Bull, Chesson,

Davis of Franklin, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Wake, King, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Rose, Russell, Shankle, Turner, Twitty, Walser, White, Wilcox and Williams — 39.

H. B. 1083, S. B. 1313, bill to prohibit hunting without permission in Camden County, passed its second and third readings and was ordered enrolled.

H. B. 1169, S. B. 1319, bill to amend sections 291 and 447 of *The Code*, of North Carolina, passed its second and third readings and was ordered enrolled.

S. B. 1141, bill to amend section 1967 of *The Code*, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

H. B. 1465, S. B. 1289, bill to establish a graded school in Henderson, Vance County, passed its third reading, ayes 36, noes --, as follows, and was ordered enrolled:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Ardrey, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bryan, Courts, Culbreth, Davis of Franklin, Durham, Freeman, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Lucas, McLean, McLarty, Morgan, Paine, Parker, Reid, Russell, Shankle, Turner, Twitty, Walser, White, Wilcox and Williams — 36.

H. B. 1359, S. B. 1289, bill concerning insurance.

Mr. Gilman moved to strike out section one.

The amendment was adopted.

The bill failed to pass its second reading.

H. B. 1338, S. B. 1362, bill to create a relief fund for disabled firemen, passed its second and third readings and was ordered to be enrolled.

House amendment for H. B. 1443, S. B. 1331, bill to improve the public road from Asheville to a point two miles south of Biltmore.

On motion of Mr Davis of Haywood, the amendment was concurred in and the bill ordered enrolled.

House amendment to H. B. 1527, S. B. 1069, bill to incorporate the North Carolina, Cleveland, Chattanooga and Dayton Railroad.

The amendment was concurred in and ordered enrolled.

H. B. 1322, S. B. 1384, bill to amend section 1260 of *The Code*, validating certain probates and registrations, passed its second and third readings and was ordered enrolled.

H. B. 1367, S. B. 1385, bill for the relief of W. I. Gore & Co., of Wilmington, passed its second and third readings and was ordered enrolled.

H. B. 839, S. B. 1046, bill to incorporate Waughtown Baptist Church in the county of Forsyth, passed its second and third readings and was ordered enrolled.

S. R. 1269, resolution raising a committee to investigate the needs of uncared for orphans in the State

Mr. Parker moved to lay on the table. Lost.

The bill passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

House amendment to S. B. 922, H. B. 1391, bill to incorporate the Saluda Seminary in Polk County.

On motion of Mr. Bell, the amendment was concurred in and ordered enrolled.

S. B. 1287, bill to amend section 666, chapter 16 of *The Code*, passed its second and third readings and was ordered sent to the House of Representatives without engrossment.

S. R. 1280, H. R. 1517, resolution to allow pages of House and Senate five dollars each.

Mr. Turner moved to reconsider the vote by which the resolution failed to pass its second reading on yesterday.

The motion prevailed and the bill passed its second and third readings and was ordered to be enrolled.

H. B. 1557, S. B. 1376, bill to make Haw river in Chatham County a lawful fence and for other purposes.

On motion of Mr. Greene of Harnett, it was laid on the table.

S. B. 1357, bill to create a new township in Mitchell County, passed its several readings and was ordered sent to the House of Representatives without engrossment.

H. B. 539, S. B. 980, bill to amend chapter 85, Private Laws of 1885, passed its several readings and was ordered to be enrolled.

H. B. 1323, S. B. 1344, bill to repeal chapter 403, Laws of 1889, passed its several readings and was ordered to be enrolled.

H. B. 1356, S. B. 1391, bill to correct grant No. 145, passed its several readings and was ordered to be enrolled.

H. B. 1461, S. B. 1304, bill to repair and refurnish the Deaf and Dumb and Blind Asylum, passed its several readings and was ordered to be enrolled.

H. B. 890, S. B. 1103, bill to amend the charter of Beaver Hill Cemetery, passed its several readings and was ordered to be enrolled.

H. B. 1053, S. B 1212, bill to authorize the repair of the Court House at Lumberton and to place vaults therein.

The bill passed its third reading, ayes 36, noes --, as follows and was ordered to be enrolled:

Those voting in the affirmative were:

Messrs. Alston, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Bull, Butler, Chesson, Courts, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, Lucas, McLean, McLarty, Mitchell, Morgan, Paine, Parker, Reid, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, White, Wilcox and Williams — 36.

H. B. 1559, S. B. 1364, bill to obtain agricultural statistics, passed its several readings and was ordered to be enrolled.

H. B. 976, S. B. 1209, bill concerning interest, passed its several readings and was ordered to be enrolled.

H. B. 1413, S. B. 1351, bill to allow sheriffs, clerks, etc., to give bond in guaranty assurance companies, passed its second and third readings and was ordered to be enrolled.

H. B. 950, S. B. 1124, bill to amend the charter of Southport, passed its several readings and was ordered to be enrolled.

H. B. 1016, S. B. 1332, bill to empower citizens of Onslow County to propagate diamond-back terrapins, passed its several readings and was ordered to be enrolled.

H. R. 1142, S. R. 1335, resolution requesting our Senators and Representatives in Congress to use their influence to secure an appropriation of $25,000 to cut a canal from Waccamaw River in Columbus County to Calabash River in Brunswick County, passed its several readings and was ordered to be enrolled.

H. B. 1115, S. B. 1187, bill to incorporate the Kings Mountain Mining and Improvement Company.

The amendment reported by the Committee on Corporations was adopted.

The bill passed its third reading and was ordered to be sent to the House of Representatives without engrossment.

H. B. 1533, S. B. 1340, bill to extend the time for the registration of deeds, grants and conveyances for two years, passed its second reading and was ordered to be sent to the House of Representatives without engrossment.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives proposing to raise a committee to nominate Trustees for the Mechanical and Industrial School for the Colored Race, and informing the Senate that the Speaker had appointed, as the House branch of such committee, Messrs. Sutton, Hall of Halifax, and Williams.

The Senate concurred in the proposition, and the President appointed Messrs. King and Chesson as the Senate branch of such committee.

THE CALENDAR

was resumed.

H. B. 1444, S. B. 1352, bill to extend the provisions of the Mecklenburg Road Law to the county of Gaston, passed its several readings and was ordered to be enrolled.

H. B. 841, S. B. 1045, bill to amend section 709 of *The Code*, passed its several readings and was ordered to be enrolled.

On motion of Mr. Aycock, the Senate adjourned until to-night at 8 o'clock.

Evening Session.

The Senate met pursuant to adjournment, Lieutenant Governor Holt presiding.

THE CALENDAR.

Bills and resolutions on the Calendar were taken up and disposed of as follows:

H. B. 833, S. B. 1054, bill to authorize the Commissioners of Franklin County to convey land, passed its several readings and was ordered to be enrolled.

H. B. 1576, S. B. 1373, bill to incorporate the Trustees of Turkey Creek Camp Ground in Buncombe County, passed its several readings and was ordered to be enrolled.

H. B. 1067, S. B. 1341, bill to authorize the Governor to negotiate with the Governor of Virginia, passed its several readings and was ordered to be enrolled.

H. B. 1382, S. B. 1339, bill to allow Worth Bryson, a one-legged citizen of Jackson County, to peddle without license, passed its several readings and was ordered to be enrolled.

H. B. 472, S. B. 939, bill to amend chapter 164, Laws of 1889, passed its several readings and was ordered to be enrolled.

H. B. 1456, S. B. 1387, bill to regulate meetings of county boards of education, passed its several readings and was ordered to be enrolled.

S. B. 1267, bill to amend chapter 318, Laws of 1889, passed its several readings and was ordered sent to the House of Representatives without engrossment.

H. B. 1600, S. B. 1389, bill to appoint Justices of the Peace for Chinquapin Township in Jones County, passed its several readings and was ordered to be enrolled.

H. B. 1134, S. B. 1370, bill to incorporate Phalanx Lodge of Raleigh, passed its several readings and was ordered to be enrolled.

H. B. 1062, S. B. 1380, bill to incorporate the Atlantic Express Company, passed its several readings and was ordered to be enrolled.

H. R. 1534, S. R. 1305, resolution concerning captures, passed its several readings and was ordered to be enrolled.

H. B. 1449, S. B. 1391, bill to incorporate the Carolina Charity Association.

On motion of Mr. Lucas the bill was laid on the table.

H. B. 1093, S. B. 1365, bill to incorporate the Southern Womans' Christian Union Assembly, passed its several readings and was ordered to be enrolled.

H. B. 1604, S. B. 393, bill to change the name of French Broad Bank, passed its several readings and was ordered to be enrolled.

By consent, Mr. McLean introduced Senate resolution 1390, resolution to pay Enrolling Clerks extra pay, failed to pass its second reading.

S. B. 1016, bill to amend chapter 107, Laws of 1885, passed its several readings and was ordered to be sent to the House of Representatives without engrossment.

H. B. 1445, S. B. 1389, bill to amend chapter 380, Laws of 1887, on its second reading.

On motion of Mr. Wilcox the bill was laid on the table.

H. B. 1458, S. B. 1392, bill to amend chapter 169, Laws of 1887, and chapter 2, Laws of 1887, passed its several readings and was ordered to be enrolled.

H. B. 1114, S. B. 1193, bill to protect fish in Tull's creek in Currituck County, passed its several readings and was ordered to be enrolled.

H. B. 1047, S. B. 1149, bill to protect fish in the waters of Sweeten-water creek in Martin County, passed its several readings and was ordered to be enrolled.

H. B. 1062, S. B. 1392, bill to change the name of Hiawassee Land and Improvement Company, passed its several readings and was ordered to be enrolled.

H. B. 712, S. B. 891, bill to prohibit hunting of opossums between February 1st and October 1st in each year, on its second reading.

Mr. Allen of Granville moved to amend by striking out Granville County. Adopted.

Mr. Aycock moved to amend by adding Wayne, Mecklenburg, Vance and Rutherford. Adopted.

Mr. Culbreth moved to amend by striking out Columbus. Adopted.

Mr. Galloway moved to amend by striking out Greene. Adopted.

Mr. Wilcox demanded the previous question, which was sustained.

The bill passed its several readings and was ordered transmitted to the House of Representatives without engrossment.

H. B. 1460, S. B. 1302, bill to amend an act to make apportionment of the Senate, on its second reading.

Mr. Culbreth demanded the previous question, which was sustained.

The bill failed to pass its second reading.

TRUSTEES FOR AGRICULTURAL AND MECHANICAL COLLEGE FOR THE COLORED RACE.

Mr. King, from the committee appointed to nominate Trustees for the Agricultural and Mechanical College for the Colored Race, reported the following:

For First District, for term of two years — Hugh Cale.

For Second District, for term of two years — J. M. Early.

For Third District, for term of two years — J. S. Leary.

For Fourth District, for term of four years — W. H. Pace.

For Fifth District, for term of four years — Chas. H. Moore.

For Sixth District, for term of four years — W. B. McKay.

For Seventh District, for term of six years — W. A. Graham.

For Eighth District, for term of six years — S. McD. Tate.

For Ninth District, for term of six years — W. H. McClure.

On motion of Mr. King, a message was sent to the House of Representatives notifying that honorable body that the Senate would at once proceed to the election of Trustees for the Agricultural and Mechanical College for the Colored Race, and that the President had appointed Messrs. King and Chesson as Tellers on part of the Senate.

Mr. Davis of Haywood, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State.

H. B. 1446, S. B. 1207, an act to establish a school for white deaf and dumb children;

S. B. 1024, H. B. 1288, an act to amend chapter 56, Private Laws of 1889;

H. B. 1482, S. B. 1082, an act to amend section 6, ratified March 11, 1889, entitled an act to incorporate the North Carolina Land and Lumber Company;

H. B. 1441, S. B. 611, an act for the relief of Alexander County;

H. B. 1544, S. B. 1007, an act to provide for necessary repairs to the State University.

THE CALENDAR

was resumed.

H. B. 1588, S. B. 1383, bill to incorporate the town of Garysburg in Northampton County, passed its several readings and was ordered to be enrolled.

H. B. 1012, S. B. 1190, bill to amend *The Code* relating to auctioneers, passed its several readings and was ordered to be enrolled.

H. B. 1589, S. B. 1383, bill to pay Edna Phelps a certain school claim in Tyrrell County, passed its several readings and was ordered to be enrolled.

H. B. 1519, S. B. 1388, bill to prohibit the sale of liquors within two miles of Zion School-house in Madison County, passed its several readings and was ordered to be enrolled.

H. B. 1368, S. B. 1390, bill to give Cedar Creek Township, Cumberland County, the benefit of the Anson County seed-cotton law, passed its several readings and was ordered to be enrolled.

H. B. 1457, S. B. 1366, bill to incorporate the Diamond Steamboat and Wrecking Company, passed its several readings and was ordered to be enrolled.

H. B. 1358, S. B. 1394, bill to amend the charter of the Nag's Head Hotel Company, passed its several readings and was ordered to be enrolled.

H. B. 1608, S. B. 1392, bill supplemental to an act to establish the Agricultural and Mechanical College for the Colored Race, passed its several readings and was ordered to be enrolled.

H. B. 1417, S. B. 1395, bill in relation to the town of Ayden in Pitt County, passed its several readings and was ordered to be enrolled.

H. B 1310, S. B. 1256, bill relating to the damage of stock in Carver's Creek Township in Cumberland County, passed its several readings and was ordered to be enrolled.

H. B. 1054, S. B. 1363, bill relating to Bureau of Immigration, passed its several readings and was ordered to be enrolled.

House amendments to S B. 417, H. B. 1146, bill for the benefit of the Fayetteville Independent Light Infantry Company, was concurred in and ordered to be enrolled.

S. B. 1178, bill to amend *The Code*, section 1960, on its second reading.

On motion, the bill was laid on the table.

H. B. 1460, S. B. 1302, bill to amend an act to make the apportionment of the members of the Senate. Lost on its second reading.

H. R. --, S. R. --, resolution giving *The Code* and Laws of 1885, 1887 and 1889 to members of the General Assembly. Adopted and ordered to be enrolled.

ELECTION OF TRUSTEES FOR THE TRAINING AND INDUSTRIAL SCHOOL FOR THE COLORED RACE.

The hour for the special order having arrived, the Senate proceeded to vote for Trustees for the Training and Industrial School for the Colored Race.

For Mr. Hugh Cale, to be Trustee for the First District for the term of two years:

Messrs. Allen of Granville, Alston, Avery, Bell, Bellamy, Chesson, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Mitchell, Parker, Rose, Russell, Speight, Stanford, Turner, Walser, Wilcox and Williams — 24.

For Mr. J. M. Easley, to be Trustee for the Second District for the term of two years:

Messrs. Allen of Granville, Alston, Avery, Bell, Bellamy, Chesson, Durham, Freeman, Galloway, Gilman, Greene of

Harnett, Greene of Wake, Hobson, King, Mitchell, Parker, Rose, Russell, Speight, Stanford, Turner, Walser, Wilcox and Williams — 24.

For Mr. John S. Leary, to be Trustee for the Third District for the term of two years:

Messrs. Allen of Granville, Alston, Avery, Bell, Bellamy, Chesson, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Mitchell, Parker, Rose, Russell, Speight, Stanford, Turner, Walser, Wilcox and Williams — 24.

For Mr. W. H. Pace, to be Trustee for the Fourth District for the term of four years:

Messrs. Allen of Granville, Alston, Avery, Aycock, Bell, Bellamy, Bishop, Chesson, Culbreth, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Mitchell, Parker, Rose, Russell, Speight, Stanford, Turner, Walser, Wilcox and Williams — 27.

For Mr. Charles H. Moore, to be Trustee for the Fifth District for the term of four years:

Messrs. Allen of Granville, Alston, Avery, Bell, Bellamy, Chesson, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Mitchell, Parker, Rose, Russell, Speight, Stanford, Turner, Walser, Wilcox and Williams — 24.

For Mr. W. B. McKay, to be Trustee for the Sixth District for the term of four years:

Messrs. Allen of Granville, Alston, Avery, Aycock, Bell, Bellamy, Bishop, Chesson, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Mitchell, Parker, Rose, Russell, Speight, Stanford, Turner, Walser, Wilcox and Williams — 27.

For Mr. W. A. Graham, to be Trustee for the Seventh District for the term of six years:

Messrs. Allen of Granville, Alston, Avery, Aycock, Bell, Bellamy, Bishop, Chesson, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King,

Mitchell, Parker, Rose, Russell, Speight, Stanford, Turner, Walser, Wilcox and Williams — 27.

For Mr. S. McD. Tate, to be Trustee for the Eighth District for the term of six years:

Messrs. Allen of Granville, Alston, Avery, Aycock, Bell, Bellamy, Bishop, Chesson, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Mitchell, Parker, Rose, Russell, Speight, Stanford, Turner, Walser, Wilcox and Williams — 27.

For Mr. W. H. McClure, to be Trustee for the Ninth District for the term of six years:

Messrs. Allen of Granville, Alston, Avery, Aycock, Bell, Bellamy, Bishop, Chesson, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, Hobson, King, Mitchell, Parker, Rose, Russell, Speight, Stanford, Turner, Walser, Wilcox and Williams — 27.

Messrs. Atwater and Culbreth voted in the negative against all the nominations.

REPORT OF TELLERS.

The Tellers appointed to superintend the election of Trustees for the Training and Industrial School for the Colored Race made the following report:

We, the undersigned, Tellers appointed on the part of the Senate and House of Representatives to superintend the election of Trustees for the Training and Industrial School for the Colored Race, beg leave to report:

In the Senate.— Mr. Hugh Cale, to be Trustee for the First District for the term of two years, received twenty-four votes.

Mr. J. M. Easley, to be Trustee for the Second District for the term of two years, received twenty-seven votes.

Mr. John S. Leary, to be Trustee for the Third District for the term of two years, received twenty-four votes.

Mr. W. H. Pace, to be Trustee for the Fourth District for the term of four years, received twenty-seven votes.

Mr. Charles H. Moore, to be Trustee for the Fifth District for the term of four years, received twenty-four votes.

Mr. W. B. McKay, to be Trustee for the Sixth District for the term of four years, received twenty-seven votes.

Mr. W. A. Graham, to be Trustee for the Seventh District for the term of six years, received twenty-seven votes.

Mr. S. McD. Tate, to be Trustee for the Eighth District for the term of six years, received twenty-seven votes.

Mr. W. H. McClure, to be Trustee for the Ninth District for the term of six years, received twenty-seven votes

In the House of Representatives. — Mr. Hugh Cale, to be Trustee for the First District for the term of two years, received thirty-five votes.

Mr. J. M. Easley, to be Trustee for the Second District for the term of two years, received thirty-six votes.

Mr. John S. Leary, to be Trustee for the Third District for the term of two years, received thirty-six votes.

Mr. W. H. Pace, to be Trustee for the Fourth District for the term of four years, received thirty-six votes.

Mr. Charles H. Moore, to be Trustee for the Fifth District for the term of four years, received thirty-six votes.

Mr. W. B. McKay, to be Trustee for the Sixth District for the term of six years, received thirty-six votes.

Mr. W. A. Graham, to be Trustee for the Seventh District for the term of six years, received thirty-six votes.

Mr. S. McD. Tate, to be Trustee for the Eighth District for the term of six years, received thirty-six votes.

Mr. W. H. McClure, to be Trustee for the Ninth District for the term of six years, received thirty-six votes.

It appearing from the above that the persons named received respectively a majority of all the votes cast in both Houses of the General Assembly, are hereby declared elected.

Respectfully submitted,

H. F. FREEMAN,

A. L. ALSTON,

Tellers on the part of the Senate.

SPECIAL ORDER.

The hour having arrived for the election of Directors of the White Deaf and Dumb School at Morganton, the Senate proceeded to vote as follows:

For Mr. M. L. Reid, to be Director for the term of six years:

Messrs. Alston, Atwater, Avery, Aycock, Bell, Butler, Chesson, Culbreth, Durham, Freeman, Gilman, Greene of Harnett, Hobson, King, McLean, Mitchell, Paine, Parker, Rose, Russell, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 26.

For Mr. N. B. Broughton, of Wake, to be Director for the term of six years:

Messrs. Alston, Atwater, Avery, Aycock, Bell, Butler, Chesson, Culbreth, Durham, Freeman, Gilman, Greene of Harnett, Hobson, King, McLean, Mitchell, Paine, Parker, Rose, Russell, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 26.

For Mr. Martin H. Holt, of Guilford, to be Director for the term of six years:

Messrs. Alston, Atwater, Avery, Aycock, Bell, Butler, Chesson, Culbreth, Durham, Freeman, Gilman, Greene of Harnett, Hobson, King, McLean, Mitchell, Paine, Parker, Rose, Russell, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 26.

For Mr. S. McD. Tate, of Burke, to be Director for the term of four years:

Messrs. Alston, Atwater, Avery, Aycock, Bell, Butler, Chesson, Culbreth, Durham, Freeman, Gilman, Greene of Harnett, Hobson, King, McLean, Mitchell, Paine, Parker, Rose, Russell, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 26.

For Mr. W. H. Lucas, of Hyde, to be Director for the term of four years:

Messrs. Alston, Atwater, Avery, Aycock, Bell, Butler, Chesson, Culbreth, Durham, Freeman, Gilman, Greene of Har-

nett, Hobson, King, McLean, Mitchell, Paine, Parker, Rose, Russell, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 26.

For Mr. R. A. Grier, of Mecklenburg, to be Director for the term of two years:

Messrs. Alston, Atwater, Avery, Aycock, Bell, Butler, Chesson, Culbreth, Durham, Freeman, Gilman, Greene of Harnett, Hobson, King, McLean, Mitchell, Paine, Parker, Rose, Russell, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 26.

For Mr. J. P. Long, of Columbus, to be Director for the term of two years:

Messrs. Alston, Atwater, Avery, Aycock, Bell, Butler, Chesson, Culbreth, Durham, Freeman, Gilman, Greene of Harnett, Hobson, King, McLean, Mitchell, Paine, Parker, Rose, Russell, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 26.

REPORT OF TELLERS.

The Tellers appointed on the part of the Senate and House of Representatives to superintend the election of Directors of the School for White Deaf and Dumb Children of North Carolina, reported as follows:

We, the undersigned, Tellers on the part of the Senate and House of Representatives to superintend the election of Directors for the School for White Deaf and Dumb Children in North Carolina, beg leave to report:

In the Senate.—Mr. M. L. Reid of Buncombe, Mr. N. B. Broughton of Wake, Mr. Martin H. Holt of Guilford, for the term of six years each, received twenty six votes each.

Mr. S. McD. Tate of Burke, Mr. W. H. Lucas of Hyde, for the term of four years each, received 26 votes each.

Mr. R. A. Grier of Mecklenburg, Mr. J. J. Long of Columbus, for the term of two years each, received 26 votes each.

In the House of Representatives — Mr. M. L. Reid of Buncombe, Mr. N. B. Broughton of Wake, Mr. Martin H. Holt

of Guilford, for the term of six years each, received 48 votes each.

Mr. S. McD. Tate of Burke, Mr. W. H. Lucas of Hyde, for the term of four years each, received 28 votes each.

Mr. R. A. Grier of Mecklenburg, Mr. J. J. Long of Columbus, for the term of two years each, received 48 votes each.

It appearing that Messrs. Reid, Broughton, Holt, Tate, Lucas, Grier and Long have received a majority of the votes cast in both Houses of the General Assembly for the terms respectively named, are hereby declared elected.

Signed, J. B. PHILIPS,
S. L. PATTERSON,
Tellers on the part of the House of Representatives.
T. B. TWITTY,
Z. V. WALSER,
Tellers on the part of the Senate.

By consent, Mr. Walser submitted the following resolution; Mr. Bellamy in the chair:

"*Resolved by the Senate,* That the thanks of the Senate are hereby extended to the Honorable the Lieutenant Governor, Thomas M. Holt, for the able, impartial and dignified manner in which he has discharged the arduous duties of his office as President of this body."

Messrs. Turner, Lucas, Williams and Walser addressed the Senate in support of the resolution.

The resolution was informally passed over until Monday morning.

THE CALENDAR

was resumed.

Mr. Greene of Harnett moved to reconsider the vote by which H. B. 1456, S. B. 1387, bill regulating the meetings of County Boards of Education, failed to pass its second reading.

The motion prevailed.

Mr. Greene of Harnett moved to amend by striking out all fter the word "days" in section 1 and inserting in lieu thereof the words "in any one year." The amendment was adopted.

The bill passed its second and third readings, and the Senate amendment was ordered to be sent to the House of Representatives without engrossment.

Mr. Lucas moved to reconsider the vote by which the resolution for the benefit of Enrolling Clerks failed to pass.

The motion was lost.

On motion of Mr. McLean, the Senate adjourned until Monday morning at 9 o'clock.

FIFTY-THIRD DAY.

SENATE CHAMBER, March 9, 1891.

The Senate met pursuant to adjournment, Lieutenant Governor Holt presiding.

The Journal of Saturday was approved.

By consent, Mr. Lucas returned his thanks to the Committee on Fish and Fisheries and to the members of other committees of which he was a member, and to Senators, for the kindness shown him throughout, and he asked the privilege of expressing specially his appreciation of the courtesy shown him during this session.

Mr. Davis of Haywood introduced S. B. 1402, bill to prohibit the sale of spirituous liquors within three miles of Clyde Academy in Haywood County, which was read the first time and placed on the Calendar.

The bill was taken up on its second reading and passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

Mr. Walser, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions,

which were duly ratified and sent to the office of Secretary of State:

H. B. 1602, S. B. 1392, an act to change the name of Hiawassee Land and Improvement Company;

S. B. 708, H. B. 1305, an act to incorporate the United Mining and Manufacturing Company;

H. B. 1086, S. B. 1251, an act to protect fish in Mitchell County and for other purposes;

S. B. 928, H. B. 1344, an act to allow the Superintendent of Public Instruction of Robeson County to examine teachers in Maxton;

S. B. 1365, H. B. 1693, an act to incorporate the Southern Woman's Christian Temperance Union Association;

S. B. 1288, H. B. 1571, an act directing the Orange County Board of Education to pay to Miss Sarah Sanders money due her;

H. B. 1368, S. B. 1390, an act to give Cedar Creek Township, Cumberland County, North Carolina, the benefit of the Anson County seed-cotton law;

S. B. 615, H. B. 1200, an act to encourage residents of this State to prospect for and discover phosphate rock and phosphate deposits in the navigable streams of this State;

H. B. 1237, S. B. 1338, an act to allow certain persons in Jackson County to attend public school in Whittier, Swain County;

S. B. 655, H. B. 1333, an act for the better protection of the lives and property of the citizens of the city of New Berne;

S. B. 1008, H. B. 1494, an act to incorporate the Mutual Insurance and Aid Society of Wilmington, N. C.;

H. B. 1369, S. B. 1264, an act to incorporate the North Carolina Savings Bank;

H. B. 841, S. B. 1045, an act to amend section 709 of *The Code;*

H. B. 539, S. B. 980, an act to amend chapter 85 of the Laws of 1885;

H. B. 839, S. B. 1046, an act to incorporate the Baptist Church in Waughtown;

H. B. 692, S. B. 1213, an act to amend the charter of the Atlantic and North Carolina Railroad;

S. B. 766, H. B. 1578, an act to provide for the collection, arrangement and display of products of the State of North Carolina at the World's Columbian Exposition of 1893, and to make an appropriation therefor;

H. B. 1568, S. B. 1325, an act supplemental to an act entitled an act to promote and protect the oyster interests of the State;

S. B. 1177, H. B. 1548, an act to incorporate the Wilkesboro Land and Development Company;

S. B. 1201, H. B. 1118, an act to amend the charter of the town of Rocky Mount;

H. B. 1182, S. B. 1037, an act to incorporate the Cape Fear and Northern Railway Company;

S. B. 1072, H. B. 1563, an act to prohibit the sale of intoxicating liquors at and within two miles of Rainbow Church, Greene County;

H. B. 1356, S. B. 1391, an act to correct grant No. 145 for land in Swain County;

S. B. 1384, H. B. 1322, an act to amend section 1260 of *The Code*, validating certain probates and registrations;

H. B. 1016, S. B. 1332, an act to allow citizens of the county of Onslow to propagate diamond-back terrapins;

S. B. 1183, H. B. 1552, an act to incorporate the Johnston City and Greensboro Railroad Company;

H. B. 1115, S. B. 1187, an act to incorporate the Kings Mountain Mining and Improvement Company;

S. B. 1357, H. B. 1607, an act to create a new township in Mitchell County;

H. B. 1478, S. B. 1323, an act to authorize the Commissioners of Chowan County to sell the poor-house property;

H. B. 843, S. B. 1111, an act to incorporate Shiloh Institute;

H. B. 921, S. B. 1028, an act to abolish the August Term of the Superior Court of Lenoir County, after the next ensuing term, and to change the Spring Term of said Court;

H. B. 962, S. B. 1038, an act to secure the drainage of certain water-courses in Cabarrus County;

H. B. 538, S. B. 971, an act to increase the powers of the Board of Public Charities;

H. B. 1420, S. B. 1259, an act to secure the better drainage of Coddle creek in Cabarrus County;

H. B. 967, S. B. 1114, an act to amend chapter 398, Laws of 1889;

H. B. 1516, S. B. 1306, an act to amend section 5, chapter 375 of the Acts of 1887;

H. B. 991, S. B. 1248, an act to incorporate Zion Wesley A. M. E. Church, Cabarrus County;

H. B. 1230, S. B. 1297, an act to create the office of gamekeeper in Currituck County;

H. B. 1435, S. B. 660, an act to provide a rate of pilotage for coaling steamers and for other purposes;

H. B. 1416, S. B. 1298, an act for the relief of Hugh Cale as surety on the official bond of John T. Price, late Sheriff of Pasquotank County;

H. B. 453, S. B. 1243, an act to amend section 2017 of *The Code;*

H. B. 1457, S. B. 1310, an act to make the Railroad Commissioners a Court of Record;

S. B. 1136, H. B. 1492, an act to provide for erecting steps to the Executive Mansion;

H. B. 1505, S. B. 1085, an act to authorize the payment of certain claims against the North Carolina Penitentiary;

H. B. 1551, S. B. 1314, an act in relation to money received from the United States under the act of Congress refunding the direct tax to the State in trust for certain of its citizens;

H. B. 710, S. B. 859, an act to incorporate the Bank of Pee Dee;

H. B. 1240, S. B. 1262, an act to incorporate the Lenoir and Blue Ridge Railroad Company;

S. B. 1340, H. B. 1572, an act to change the time of holding Superior Courts in the counties of Franklin and Vance;

H. B. 1362, S. B. 1257, an act to incorporate the Rocky Mount West-end Land and Improvement Company;

H. B. 1116, S. B. 1161, an act to incorporate the Southern Manganese Company;

S. B. 273, H. B. 1275, an act to incorporate the Shelby Improvement Company;

S. B. 1320, H. B. 1573, an act to amend section 2701 of *The Code;*

S. B. 1171, H. B. 1547, an act to amend chapter 192, Laws of 1883, in relation to the Graded Schools of Wilson Township in Wilson County;

H. B. 1574, S. B. 1368, an act amendatory and supplementary to an act passed at this session of the General Assembly entitled an act to amend the charter of the Guilford Battle-ground Company;

S. B. 541, H. B. 1249, an act to amend chapter 21, Private Laws of 1887;

S. B. 785, H. B. 1267, an act to amend chapter 503, Laws of 1889;

S. B. 389, H. B. 821, an act to amend chapter 2, Vol. II of *The Code*, entitled "Asylums"; to change the name of the Eastern North Carolina Insane Asylum, and for other purposes;

H. B. 1062, S. B. 1380, an act to incorporate the Atlantic Express Company;

H. B. 1444, S. B. 1352, an act to extend the provisions of the Mecklenburg road law to Gaston County;

H. B. 1040, S. B. 1196, an act to charter the town of Leicester in Buncombe County;

S. B. 565, H. B. 1220, an act to incorporate the Lumber River Industrial and Live-stock Association in Robeson County;

H. B. 1412, S. B. 1258, an act for the relief of the Fayetteville Independent Light Infantry Company;

H. B. 1558, S. B. 1521, an act supplemental to an act passed at this session of the General Assembly, entitled an act to amend chapter 200, Private Laws of 1889;

H. B. 1126, S. B. 1211, an act to amend chapter 269 of the Private Laws of 1889;

H. B. 802, S. B. 1126, an act to amend sec. 3723 of *The Code;*

H. B. 413, S. B. 984, an act to allow the Treasurer of Randolph County to pay a school claim;

H. B. 1324, S. B. 1316, an act to create a township in Jones County, to be known as Chinquapin Township;

H. B. 948, S. B. 1099, an act to amend the charter of the Fayetteville and Albemarle Railroad Company;

S. B. 1286, H. B. 1381, an act regulating the authentication of records;

H. B. 943, S. B. 1060, an act for the better drainage of certain low lands;

H. B. 1056, S. B. 1295, an act in relation to the chain-gang in Robeson County;

H. B. 1339, S. B. 1308, an act to incorporate the Yadkin Mining, Smelting, Manufacturing and Land Improvement Company;

H. B. 1082, S. B. 1312, an act to amend chapter 97, Private Laws of 1873, 1874;

H. B. 907, S. B. 997, an act to amend section 2043 of *The Code*, relating to the service of orders on road overseers;

S. B. 1358, H. B. 1603, an act supplemental to an act ratified on February 20, 1891, entitled an act to amend chapter 64 of the Acts of 1883, entitled an act to incorporate the Southern Mining, Smelting and Manufacturing Company;

H. B. 454, S. B. 1244, an act to amend section 2015 of *The Code;*

H. B. 99, S. B. 767, an act to amend section 2589 of *The Code*, so as to increase the public school tax fifteen cents on property and forty-five cents on poll;

S. B. 1229, H. B. 1562, an act to protect private oyster grounds that are planted;

H. B. 1134, S. B. 1370, an act to incorporate Phalanx Lodge, No. 34, Knights of Pythias, of Raleigh, N. C.;

S. B. 1141, H. B. 1605, an act to amend section 1967 of *The Code;*

S. B. 383, H. B. 1537, an act to amend chapter 52, sections 3632 and 3635, Vol. II of *The Code*, in reference to Laws and Supreme Court Reports of the State for the State Library;

S. B. 671, H. B. 1277, an act to reduce the number of Directors of the Acme Manufacturing Company;

H. B. 1417, S. B. 1395, an act to amend chapter 260, Laws of 1876, 1877, in relation to the sale of liquor within certain territory;

H. B. 1589, S. B. 1383, an act to pay Edna Phelps a school claim in Tyrrell County;

S. B. 1079, H. B. 1439, an act to amend the rules of evidence;

H. B. 1047, S. B. 1149, an act to protect fish in the waters of Sweeten-water creek in Martin County;

H. B. 944, S. B. 1102, an act to repeal the charter of Osgood;

H. B. 833, S. B. 1054, an act to authorize the Board of Commissioners of Franklin County to convey a parcel of land to the Trustees of Trinity Church;

S. B. 921, H. B. 1433, an act to amend chapter 139, Laws of 1889;

S. B. 539, H. B. 1210, an act to amend section 2916, chapter 24 of *The Code;*

S. B. 1218, H. B. 1531, an act to amend the charter of the town of Plymouth;

H. B. 976, S. B. 1209, an act concerning entries;

H. B. 1413, S. B. 1351, an act to allow Sheriffs, Clerks and other county officers to give bond in guaranty companies;

S. B. 231, H. B. 1561, an act to make an appropriation for the Colored Orphan Asylum at Oxford;

S. B. 1089, H. B. 1520, an act to amend section 2058 of *The Code* of North Carolina;

S. B. 670, H. B. 1266, an act to amend chapter 173, Laws of 1885;

H. B. 675, S. B. 1090, an act to amend the charter of the Granite City Land and Improvement Company;

S. B. 479, H. B. 1204, an act supplemental to an act passed at this session of the General Assembly entitled an act to allow cider and wine to be sold in the counties of Tyrrell and Washington;

H. B. 455, S. B. 1245, an act to amend section 2019 of *The Code;*

S. B. 1344, H. B. 1323, an act to repeal chapter 403, Laws of 1889;

H. B. 1367, S. B. 1385, an act for the relief of W. I. Gore & Co.;

H. B. 1119, S. B. 1326, an act to remove the Colored Normal School now located in Franklinton, Franklin County, to Warrenton, Warren County;

H. B. 1461, S. B. 1304, an act to repair and refurnish the Deaf, Dumb and the Blind Asylum;

H. B. 1559, S. B. 1364, an act regarding agricultural statistics;

H. B. 950, S. B. 1124, an act to amend the charter of the town of Southport;

H. B. 1364, S. B. 1266, an act in relation to the county seat of Brunswick County;

S. B. 417, H. B. 1146, an act for the benefit of the Fayetteville Independent Light Infantry Company;

H. B. 1579, S. B. 1275, an act to incorporate Greensboro Belt Line Railway Company;

H. B. 1610, S. B. 1016, an act to amend chapter 107, Laws of 1885;

H. B. 1358, S. B. 1394, an act to amend the charter of the Nag's Head Hotel Company, granted by the Clerk of the Superior Court of the county of Dare;

H. B. 1310, S. B. 1256, an act in relation to damages done by stock in Carver's Creek Township in the county of Cumberland;

H. B. 1458, S. B. 1392, an act to amend and explain chapter 169, Laws of 1887, and chapter 62, Laws of 1889;

S. B. 284, H. B. 593, an act to require Clerks of the Superior Courts of the State to make annual reports of funds in their hands;

H. B. 1608, S. B. 1392, an act supplemental and amendatory to an act entitled an act to establish the Agricultural and Mechanical College for the Colored Race;

H. B. 1457, S. B. 1366, an act to incorporate the Diamond Steamboat and Wrecking Company;

H. B. 1576, S. B. 1373, an act to incorporate the Trustees of Turkey Creek Camp Ground in the county of Buncombe;

S. B. 953, H. B. 1495, an act to prohibit obstructions in the Yadkin river in Wilkes County and its tributaries;

S. B. 608, H. B. 1198, an act to amend chapter 487 of the Acts of 1889;

H. B. 1012, S. B. 1190, an act to amend chapter 3, Vol. II of *The Code* relating to auctioneers;

H. B. 1536, S. B. 1015, an act to amend charter of town of Tarboro;

H. B. 890, S. B. 1103, an act to amend charter of Beaver Hill Cemetery;

S. B. 760, H. B. 1345, an act to amend chapter 180, Laws of 1885, in relation to holding certain Courts in the Twelfth Judicial District;

S. B. 922, H. B. 1391, an act to incorporate the Saluda Seminary in Polk County;

H. B. 1260, S. B. 1272, an act to provide for the assessment of property and the collection of taxes.

S. B. 784, H. B. 1271, an act to create a new township in Johnston County, to be named Banner;

S. B. 278, H. B. 1269, an act to amend chapter 254, Laws of 1889, relative to a public school in the town of Littleton;

S. B. 576, H. B. 1199, an act to incorporate Fidelity Lodge No. 83, I. O. O. F., in Camden County;

H. B. 1519, S. B. 1388, an act to prohibit the sale of spirituous liquors;

H. B. 1609, S. B. 1267, an act to amend chapter 318, Laws of 1889, entitled an act to compel butchers to keep registration;

S. B. 967, H. B. 1565, an act to prevent stock from running at large in portions of the county of Franklin;

H. B. 1054, S. B. 1363, an act relating to the Bureau of Immigration;

H. B. 1114, S. B. 1193, an act to protect fish in the waters of Tull's Creek in Currituck County;

H. B. 1382, S. B. 1339, an act to allow Worth Bryson, a one-legged citizen of Jackson County, to peddle in the counties of Jackson and Haywood without paying license tax;

H. B. 1053, S. B. 1212, an act to authorize the repair of the court-house at Lumberton, and to place vaults therein;

H. B. 472, S. B. 939, an act to amend chapter 164, Laws of 1889, relative to the catching of diamond-back terrapins in Brunswick County;

H. B. 1067, S. B. 1341, an act authorizing the Governor to negotiate with the Governor of Virginia;

S. B. 1240½ H. B. 1567, an act to establish an Agricultural and Mechanical College for the Colored Race;

S. B. 1242, H. B. 1555, an act supplemental to an act ratified at the present session of the General Assembly, entitled an act to incorporate West Asheville;

H. B. 1604, S. B. 393, an act to change the name of the French Broad Bank;

H. B. 1588, S. B. 1383, an act to incorporate the town of Garysburg in Northampton County;

H. B. 1600, S. B. 1389, an act to appoint magistrates in Chinquapin Township, Jones County;

H. B. 314, S. B. 375, an act to incorporate Yonahlossee Road Company, and to authorize the construction of a turnpike road between Linville, N. C., to Blowing Rock, N. C.;

S. B. 1069, H. B. 1527, an act to incorporate the North Carolina, Cleveland, Chattanooga and Dayton Railroad Company;

H. B. 1070, S. B. 1027, an act to raise revenue;

H. R. 1575, S. R. 1326, resolution in regard to printing for Railroad Commission;

S. R. 1186, H. R. 1467, resolution of instruction to Secretary of State, requiring him to have Railroad Commission Act printed for distribution;

S. R. 797, H. R. 1187, resolution in favor of Margaret Suits, widow of a Confederate soldier;

H. R. 1550, S. R. 1311, resolution concerning the direct tax refunded by the Congress of the United States to State of North Carolina;

H. R. 1517, S. R. 1280, resolution to allow pages of House and Senate five dollars each;

H. R. 1534, S. R. 1305, resolution concerning captions;

S. R. 1217, H. R. 1483, resolution in relation to retaining *The Code* and Laws of 1885, 1887 and 1889;

H. R. 1352, S. R. 1309, resolution in favor of F. S. Burkhead;

S. R. 1179, H. R. 1473, resolution for the relief of Mrs. Louisa Lee of Durham County;

S. R. 1231, H. R. 1524, resolution empowering Secretary of State to furnish surplus copies of the Laws and *Code* to Moore County;

S. R. 1268, H. R. 1589, resolution in regard to the Colonial Records;

H. R. 1142, S. R. 1336, resolution requesting our Senators and Representatives in Congress to use their influence to procure an appropriation of $25,000 to cut a canal from Waccamaw river in Columbus County to Calabash river in Brunswick County;

S. R. 1360, H. R. 1585, resolution to pay J. Watts, Jr., Clerk to the Committee on re-districting the Congressional Districts of the State;

S. R. 1361, H. R. 1590, resolution in favor of Wiley Cooper;

S. R. 1234, H. R. 1541, resolution in favor of Alfred Williams & Co.;

Mr. Walser, for the Committee on Enrolled Bills, reported as correctly enrolled the following bills and resolutions, which were duly ratified and sent to the office of Secretary of State:

S. B. 1402, H. B. 1611, an act to prohibit the manufacture and sale of spirituous liquor within three miles of Clyde Academy in Haywood County;

H. B. 1612, S. B. 1405, an act to include Anson County in the opossum law;

H. B. 1422, S. B. 1279, an act to suspend the operation of chapter 49 of *The Code;*

H. B. 882, S. B. 1056, an act to incorporate the Swannanoa Land and Improvement Company;

H. B. 1442, an act to provide for the improvement and maintenance of the road known as the Hendersonville turnpike in Buncombe County;

H. B. 712, S. B. 891, an act to prohibit the hunting of opossums between the 1st day of February and 1st day of October in each year;

H. B. 1169, S. B. 1319, an act to amend sections 291 and 447 of *The Code* of North Carolina;

H. B. 108, S. B. 1271, an act to recharter the Petersburg Railroad Company and to extend the said charter;

H. B. 1083, S. B. 1313, an act to prohibit hunting without permission in Camden County;

H. B. 1443, S. B. 1331, an act to widen the public road from Asheville to a point two miles South of Biltmore;

S. B. 1255, H. B. 1294, an act to incorporate Edgecombe and Granville Railroad Company;

H. B. 1465, S. B. 1289, an act to establish a graded school in the town of Henderson;

H. B. 1338, S. B. 1362, an act creating a relief fund for disabled firemen;

H. B. 1374, S. B. 1276, an act to incorporate the Danville, Granite City and Western Short-Cut Railroad Company;

H. B. 825, S. B. 1101, an act to amend chapter 19, Laws of 1885;

S. B. 607, H. B. 1272, an act to work certain prisoners on the roads in Johnston County;

H. B. 1079, S. B. 1290, an act to incorporate the Pamlico, Oriental and Western Railroad Company;

H. B. 1181. S. B. 1154, an act to incorporate the Wilkesboro Banking and Trust Company;

S. B. 952, H. B. 1347, an act to revise and consolidate the charter of Winston;

H. B. 1456, S. B. 1387, an act regulating the meetings of the County Boards of Education;

S. R. 1403, resolution in favor of W. H. Bagley;

Resolution to correct an enrolled bill;

S. R. 1181, H. R. 1425, resolution of instruction to Secretary of State;

S. B. 784, H. B. 1522, an act to make more equal the price paid for weighing cotton;

H. B. 475, S. B. 889, an act to amend chapter 426, Laws of 1889, in relation to Falling creek, Wayne County;

H. B. 570, S. B. 987, an act to prevent obstructing the North-east river;

S. B. 1356, H. B. 1587, an act to incorporate the Presbyterian Church of Milton, N. C.;

S. B. 932, H. B. 1286, an act amending the law prohibiting the sale of liquors within certain distances of churches of Hyde County;

S. B. 2, H. B. 152, an act to amend the charter of the city of Charlotte, chapter 40, Private Laws of 1881;

H. B. 990, S. B. 995, an act to amend chapter 339, Laws of 1885;

S. B. 1367, H. B. 1584, an act to change the Fourth and Fifth Congressional Districts of the State as ratified by the General Assembly March __, 1891;

S. B. 1142, H. B. 1540, an act to change the dividing line between the counties of Ashe and Wilkes;

S. B. 522, H. B. 1496, an act to allow the free passage of fish in the Yadkin River;

H. B. 1229, S. B. 1296, an act to repeal section 1, chapter 126, Laws of 1889;

H. B. 1583, S. B. 1377, an act to prohibit the manufacture of spirituous liquors within three miles of certain public school-houses and Rocky Mount M. E. Church, Iredell County;

S. B. 1007, H. B. 1544, an act to provide for necessary repairs to the State University;

H. B. 1013, S. B. 1031, an act to incorporate Ruffin Lodge, No. 6, Knights of Pythias;

H. B. 1167, S. B. 1290, an act to secure titles to land;

H. B. 1521, S. B. 1281, an act to prohibit the sale of spirituous liquors within certain localities;

S. B. 1223, H. B. 1503, an act to incorporate the Greensboro Land and Development Company;

H. B. 1162, S. B. 1253, an act to create and establish a public ferry across Pee Dee River, between the counties of Stanly and Montgomery;

H. B. 1045, S. B. 1250, an act to settle a claim due by the State of North Carolina to R. M. Nimocks, of Cumberland County, N C.;

H. B. 1560, S. B. 1322, an act to amend the charter of the town of Edenton;

H. B. 549, S. B. 1032, an act for the benefit of Public School District No. 26, white, in Martin County;

H. B. 661, S. B. 902, an act to incorporate Hope Mills, Cumberland County, N. C.;

H. B. 579, S. B. 988, an act to prevent fishing by muddying the streams in Columbus and Brunswick counties;

H. B. 972, S. B. 1157, an act to incorporate the Lower Creek and Linville Valley Transportation Company;

S. B. 711, H. B. 1264, an act to prevent the obstruction of a certain portion of Scuppernong River, beginning at Spruill's

bridge and extending to Phelps' bridge, in Washington County;

S. B. 1071, H. B. 1546, an act to incorporate the Tarboro School Board.

Mr. Walser, for the Committee on Enrolled Bills, reported as correctly enrolled the following bill which was duly ratified and sent to the office of Secretary of State:

H. B. 1088, S. B. 1343, an act relative to chapter 280 of the Laws of 1889.

THE CALENDAR.

The following bill was taken up and disposed of as follows:

H. B. 108, S. B. 1271, bill to recharter the Petersburg Railroad Company, on its third reading.

Mr. Turner asked to have entered on the Journal, as a part of his remarks, the following memorial from stockholders of the said Petersburg Railroad Company, as appears in the *Richmond Dispatch:*

"As was stated in the columns of this paper yesterday, the bill to renew the charter of the Petersburg Railroad Company, in which a great many of our citizens are interested, passed in the North Carolina House of Delegates on Wednesday night last, and it was thought that it would, as a matter of course, pass the Senate. Since then a motion has been made in the House to reconsider the vote by which the bill passed that body, and a strong effort is being made to defeat the desired legislation, unless the Wilmington and Weldon Road will surrender certain exemptions, which it enjoys under its charter.

"In consequence of this action, a large number of stockholders of the Petersburg road assembled yesterday morning at the banking house of Messrs. John L. Williams & Sons to take some action for the protection of their interests.

The following were present in person, or by proxy: John L. Williams, Isaac Davenport, Jr., Beverly B. Munford, Francis T. Willis, Basil B. Gordon, Richard L. Maury, Alexander Polk, Winfield Scott, William H. Allison, Jr., Triplett Haxall, William B. Gibson, T. C. Williams, Jr., Douglass H. Jordan, M. Maurys, executor; Charles Ellis, Charles E. Wortham, Sr., Lancaster & Lucke, Hiram Sibley, R. S. Bosier, E. O. Nulting, S. H. Letcher, E. M. Crump, and James T. Gray and William H. Palmer, Trustees.

"On motion, a committee consisting of Beverly B. Munford, Charles E. Wortham, Sr., John L. Williams, Alexander Coke and William H. Allison were appointed to prepare a memorial for presentation to the Legislature of North Carolina, setting out the status of the stockholders, and urging that body to pass the bill above alluded to. This committee was also authorized to proceed at once to Raleigh and urge upon the Legislature the justice of renewing the charter of the Company in which these people have invested their money.

"Besides being owners of the stock of the Company, these gentlemen, or some of them, are largely interested in the mortgage bonds of the Company, all of which interests are injuriously affected by the action of the Legislature in failing to pass the bill for the renewal of the charter.

"None of the gentlemen mentioned are interested in any way in the Wilmington and Weldon Railroad and are powerless to influence the action of that Company. As before stated, the opponents to the passage of the Petersburg charter insist that the Wilmington and Weldon road shall surrender some of its charter rights before they will consent to a renewal of the charter of the Petersburg and Weldon Railroad.

"Many of these at the meeting seemed to feel no apprehension as to the final outcome of the matter, believing that the Legislature of North Carolina, when fully informed as to the facts of the case, will not hesitate to pass the bill renewing the charter, the withholding of which would only destroy the property rights of people who have invested in the

securities of this Company, and bring loss and inconvenience to the State and her people.

"The committee appointed at the stockholder's conference held a meeting last evening and prepared the following memorial, which was sent to Raleigh by the night mail, to be presented to the North Carolina Legislature this morning:

"*To the Honorable the General Assembly of North Carolina:*

"The undersigned respectfully represent that at a meeting this day held in the city of Richmond of the stockholders and bondholders of the Petersburg Railroad Company, a resolution was adopted authorizing and directing the following committee to prepare and present to the General Assembly of North Carolina a memorial setting forth the status of the Company, and petitioning your honorable body to pass the bill now before it to renew the charter of the Petersburg Company, which has expired by limitation.

"In pursuance of this resolution, we desire to submit the following statement relative to the matter in hand:

"The preferred stock of the Petersburg Railroad Company amounts to about $300,600. Of this stock the undersigned committee represent persons owning a large majority. The common stock of the Company amounts to $1,000,000, of which your committee in like manner speak for persons owning in the aggregate over $300,000. The mortgage bonds of the road outstanding amount to about $1,700,000, which are held by the general public, very largely by trust funds, having been purchased as security of high dignity and unquestioned safety.

"The parties owning the stocks and securities before alluded to, and for whom your memorialists speak, are in no way interested in the Wilmington and Weldon Railroad Company, and have absolutely no voice in determining its administration or to influence its authorities with reference to propositions, the acceptance or rejection of which we under-

stand is sought to be made the condition precedent to the renewal of the charter of the Petersburg Company.

"It is true that, because of the geographical location of these two railroads, they form important links in the great system extending from New York to Florida, the uninterrupted operation of which is so important to the prosperity and progress of Virginia and North Carolina, and the whole South is threatened by the delay in renewing the charter as prayed for.

"In view of the above recitals your memorialists respectfully submit that they have a right to ask, and expect at the hands of your honorable body, the passage of the bill renewing the charter of the Petersburg Railroad Company, to the object and provisions of which, they are advised, there is no objection from any quarter.

"It is unjust to them to make the same defendants suffer the results of a contest between your State and another of its corporations.

"Your memorialists represent a large number of people, who, relying upon the high sense of right which has ever characterized the State of North Carolina, have invested their money in the securities of this railroad chartered under its laws.

"They have a right to look to the State for legislation to protect their property, not to imperil it. The further refusal to grant the charter as prayed for can only tend to depreciate the market value of these securities, and repel, rather than encourage, the investment of capital in your midst."

Respectfully submitted,

BEVERLY B. MUNFORD,
JOHN L. WILLIAMS,
CHARLES F. WORTHAM, Sr.,
ALEXANDER COKE,
WILLIAM H. ALLISON,
Committee.

On the passage of the bill on its third reading, Mr. Gilman demanded the ayes and noes, which were ordered, and the bill passed its third reading, ayes 33, noes --, as follows, and was ordered to be enrolled for ratification:

Those voting in the affirmative were:

Messrs. Allen of Granville, Alston, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bowers, Butler, Chesson, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Greene of Harnett, Greene of Wake, King, Lucas, McLean, Mitchell, Morgan, Paine, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser and Wilcox — 33.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting without engrossment

H. R. --, S. R. 1403, resolution in favor of W. H. Bagley, which was read the first time and placed on the Calendar.

House amendment to S. B. 754, H. B. 1522, bill to make more equal the price paid for weighing cotton.

On motion of Mr. Greene of Harnett, the amendments were concurred in and the bill was ordered to be enrolled.

THE CALENDAR

was resumed.

H. B. 1422, S. B. 1279 (bill 1279½), bill to suspend the operations of chapter 49 of *The Code* in certain cases, and to repeal certain provisions of other acts, passed its third reading and was ordered to be enrolled.

By consent, Mr. Aycock introduced S. B. 1404, bill to repeal chapter 4, Laws of 1887, which was read the first time and placed on the Calendar.

THE CALENDAR

was resumed.

S. B. 1404, bill to repeal chapter 4, Laws of 1887, on its second reading.

Mr. Butler moved to amend by striking out August 1, 1891, in the first section and wherever else it occurs, and inserting in lieu thereof the words "within two years from the ratification of this act."

The amendment was adopted, and the bill passed its second and third readings and was ordered to be sent to the House of Representatives without engrossment.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting without engrossment

H. B. --, S. B. 1405, bill to add Anson to the opossum law, which was read the first time and placed on the Calendar.

THE CALENDAR

was resumed.

H. B. --, S. B. 1405, bill to add Anson to the opossum law, passed its second and third readings and was ordered to be enrolled for ratification.

By consent, Mr. Atwater introduced S. B. 1406, bill to put Vance County into the Second Congressional District, which was read the first time and placed on the Calendar.

On motion of Mr. Lucas the bill was laid on the table.

H. B. 1079, S. B. 1294, to incorporate the Pamlico, Oriental and Western Railroad Company, passed its second and third readings and was ordered to be enrolled.

H. R. --, S. R. 1403, resolution in favor of W. H. Bagley, passed its second and third readings and was ordered to be enrolled.

House amendments to S. R. 607, S. B. --, bill to work certain portions of the road in Johnston County.

The amendments were concurred in and the bill was ordered to be enrolled.

H. B. 822, S. B. 1056, bill to incorporate the Swannanoa Land and Improvement Company, passed its second and third readings and was ordered to be enrolled for ratification.

H. B. 1181, S. B. 1154, bill to incorporate the Wilkesboro Land and Trust Company, passed its second and third readings and was ordered to be enrolled for ratification.

H. B. 825, S. B. 1101, bill to amend section 2, chapter 19, Laws of 1885, concerning taxes upon corporations, passed its second and third readings and was ordered to be enrolled for ratification.

Mr. Galloway moved to reconsider the vote by which

H. B. 1460, S. B. 1302, bill to make apportionment for the Senate, failed to pass its second reading.

The motion was lost.

House amendment to S. B. 754, H. B. 1522, bill to make more equal the price paid for weighing cotton, was concurred in and the bill was ordered to be enrolled.

H. B. 570, S. B 987, bill to prevent obstructions in the North-east river, passed its second and third readings and was ordered to be enrolled.

H. B. 475, S. B. 889, bill to amend chapter 426, Laws of ____, in relation to Falling Creek in Wayne County, passed its second and third readings and was ordered to be enrolled.

H. B. 1088, S. B. 1343, bill relating to chapter 280, Laws of 1889, passed its second and third readings and was ordered to be enrolled.

Mr. Walser offered the following:

Resolved, That we, the Senators of the State of North Carolina, hereby tender to the citizens of Raleigh our grateful acknowledgments for the uniform kindness and courtesies extended to us during our stay in their midst, and we carry home with us the most pleasant recollections of their hospitality and generosity.

Mr. Butler moved to amend:

Add, "And further, that we recognize and appreciate the fact that there is nowhere in North Carolina a more liberal or public spirited people."

Adopted.

Messrs. Walser, Butler, Turner, Bellamy, Avery and Greene of Wake supported the resolution.

It was, on motion of Mr. Walser, adopted unanimously by a rising vote.

On motion of Mr. Bellamy, the resolution of thanks offered by Mr. Walser Saturday was taken up, Mr. Lucas in the chair.

Messrs. Bellamy, Walser, Ardrey, Bell, Greene of Harnett, King, Atwater, Bull, Galloway, Lucas, Avery and Turner addressed the Senate in support of the resolution.

Mr. Walser said:

"*Senators* — I have read somewhere, that in the olden time, in a struggle for the mastery on some field of battle, as the armies were drawn up in array, on the one side the opposing forces filled the country, while on the other side they pitched before them like 'two little flocks of kids.'

"Since that record was made, perhaps thirty generations of men have followed each other along the track of the centuries. The night of despotism and of barbarism has, in large degree, given place to Constitutional liberty and Christian civilization. But always and everywhere, and even in our own land, where the lines have fallen to us in such pleasant places, a land of which we love to think that it is 'beloved of heaven and all the world be-ides,' the battle has been waged, not, indeed, always a battle of the warriors with garments rolled in blood, but a struggle for principles and measures, by men who are striving together for the honor and prosperity and progress of a common country.

"History is said to repeat itself. And so it has come to pass that during our legislative session in the halls of this Capitol, while those upon one side appear to fill the whole country, on the other there are but two little flocks of Republican kids.

"As Republicans, it may be supposed that we have had an easy time. We have been told that we are responsible for nothing, and were only expected to look on and applaud, except, of course, day by day, 'as the morning shineth,' and latterly 'in the gloaming' also, to shout vociferously 'aye' or 'no' by way of earning our per diem.

"But I think it will be found that the Republicans are not public enemies, and that they have acted and voted with as much patriotic and conscientious fidelity to the honor and prosperity and progress of our beloved State as the members of the dominant party.

"Mr. President, I desire to tender to you my grateful acknowledgments, and I know I express the sentiments of the party with which I affiliate, for your courtesy in every respect and at all times. I have heard it said that you are a Democrat, but would never have found it out by any appearance of disfavor or partiality.

"And now, Mr. President and Senators, I report this bill 'without prejudice:' I have only the kindest feeling and most hearty good will toward every one of you. I could sincerely wish you all civil and political honors and renown—a high niche in the temple of fame. But that, in the nature of things, cannot be; and so I wish you a better wish, whose fulfilment rests in your own keeping and depends solely upon 'the counsel of your own will'—that you live day by day in view of the accountability of the future, and 'nightly pitch your weary tents a day's march nearer home.'"

Mr. Ardrey said:

"*Mr. President and Brother Senators:* It is pleasant for memory to linger around the pleasant associations that are so much calculated to draw us to each other in sacred ties, and make us feel that we are all akin. But, Mr. President, in looking back over the history of the past, I cannot help but pause to give some faint expression of the high regard I

hold for you. In 1876 and 1877, I had the great pleasure of serving with you as a brother on the floor of the House. Again in 1885, when you had the honor to preside over that body, these ties of friendship were renewed and strengthened, and now again, during this session, so soon to close, your courtesy, your big soul, and your untiring devotion to right and justice, has drawn me to you in ties that I humbly trust will never be broken. And, Brother Senators, allow me to say that our associations with him should do us all good, and do much to make us all feel that these associations have made us better men, and when we go back to our homes his memory will be an incentive to us to rise above prejudice, and, following the example of our worthy President and brother, show to the world that we are better men. Finally, Mr. President, may Heaven's richest blessings attend you, and my sincere prayer is that when life is over we will meet in that better land, where an eternal rest is prepared for those that serve their country best by serving their Saviour most."

Mr. Bull said:

"*Mr. President and Senators:* The work of the Senate of 1891 is finished. The gavel has summoned us to duty in this chamber for the last time; the Order of Business will not again arrest our attention: the Calendar is cleared; the hand on the dial rapidly approaches the inevitable hour; the shadows are lengthening. At this pleasant season we fain would roll back the tide of time, but cannot. A deep and pathetic silence pervades this chamber, and sorrow and gladness at this hour kiss each other: sorrow reigns because of parting gladness because of relief from official cares and responsibilities.

"For our presiding officer we have the highest respect and esteem. Amid arduous labors and trying situations he has shown himself equal to the demands of his high station, and that he is a born statesman and patriot. The personal quali-

ties which a presiding officer ought to possess have been described in most just, forcible and elegant terms by Sir William Scott, afterward Lord Stowell, in his speech nominating Mr. Speaker Abbott for re-election in 1802. He said: 'To a tenacious respect for form must be added a liberal regard for principles; to habits of laborious research powers of prompt and instant decision; to a jealous affection of the privileges of the House an awful sense of its duties; to a firmness that can resist solicitation a sincerity of nature that can receive it without impatience, and to a dignity of public demeanor suited to the qualities of great affairs and commanding the respect that is requisite for conducting them; an urbanity of private manners that can soften the asperities of business and adorn an office of severe labor with the conciliatory elegance of a station of ease.'

"Our presiding officer has done his duty. He will carry through life the good will of this body. For ability, for high-toned action, kindness and impartiality, his name will shine bright in the galaxy of great men who have filled that high and honorable station.

"Now, fellow-Senators, permit me at this time to extend to you, one and all, my heartfelt thanks for your many words and acts of kindness. My affection for you all will ever increase. My heart is full to overflowing with gratitude. It is beautiful to walk in a path thus strewn with flowers. May the pathway of every member of the Senate of 1891 lie in the sunshine even to the end.

"The Senators have faithfully and honestly discharged their duties. There has been little oratory or rhetoric displayed. Common sense, the king of faculties, and better than all the oratory of a Webster or Choate, has asserted itself. Duty performed; the highest praise has been the watchword. High questions, like those of "Liberty or Death," have seldom enchained the Senate. Our most brilliant hours, even, have not seemed to disturb the marble repose of the mighty Calhoun. It is an age of action and

reason. But, Senators, the hour of separation is at hand — we must part. Again we set our barks afloat on the river of time. 'Tis sad, but no sorrow is without its compensations. Like the mother of the Gracchi, whose jewels were her sons, may the attachments formed here be to each member in the twilight hours of his days. In every age has black care sat firmly seated behind the horseman; and whether life shall be filled with sun-light or shadow, sorrow or joy, the decree of fate is the same — 'this, too, shall pass away.'

"Farewell! We have now reached that mysterious and melancholy period of time, mysterious and melancholy in its relation to all the affairs of life, which we call the end. Farewell — a word familiar to every race of man, in every clime. It was whispered many years ago by some on this floor into the ear of some gentle being, some fond parent, some trusted monitor the bulwark of his youth. It is equally sad to peasant or prince. It is a word which dissolving nature before it breathes its last will rally all its energies to articulate. Life's stream is never still, it flows unceasing from its source upon the sun-lit mountains to its outlet in the shadowed sea. At this solemn hour I realize that some of the sweetest flowers of friendship that grow in the garden of this world grow over the garden wall of politics. No flowers of rhetoric can adorn true friendship. Every eye in the Senate attests it, every heart feels it. To the President of this body, and to each Senator, I now say, farewell!"

Mr. Turner, in behalf of the clerks, pages and employees, presented in graceful terms an elegant silver service, consisting of a pitcher and goblet, as an expression of their esteem for the distinguished Senator from Hyde.

Mr. Lucas received it in a very elegant speech, assuring each and all of his most grateful appreciation of the beautiful gift.

Mr. Bull, in behalf of the Republican Senators on this floor, presented Mr. Walser, in a few well chosen words of

friendship and confidence, with a handsome gold-headed cane, which was received by Mr. Walser with modest but graceful expression.

Mr. Galloway presented, in behalf of the assistant clerks in the Enrolling Department, a handsome gold pen and staff to Mr. A. K. Smith, Chief Clerk of that department, for which he returned his thanks in terms of high sentiment.

Mr. Lucas, in behalf of the Assistant Clerks to the Principal Clerk of the Senate, presented a handsome gold pen and staff to Robert M. Furman, the Principal Clerk, which was received with grateful acknowledgement.

Mr. Turner presented in behalf of Clerks and others to Mr. George K. Pell, Reading Clerk, a handsome gold pen, which Mr. Pell received with a few well-chosen words of thanks and esteem.

ADJOURNMENT.

The hour for adjournment having arrived,

President Holt resumed the chair, and, addressing the Senate, said:

"*Senators:* The hour has arrived which releases you from the arduous duties and responsibilities of this session of the General Assembly.

"No Legislature, for many years past, has been confronted with a greater number of questions affecting the welfare and progress of the people.

"In addition to the ordinary routine of legislation, you have enlarged the facilities at the command of the State for the education of the people in the common schools, the training schools and colleges.

"You have provided for the better care of the insane, the deaf, the mute and the blind. You have made many salutary changes in the direction of reform and progress. You have redistricted the State for the next decennial period with remarkable unanimity of feeling. You have provided

for the adequate representation of the Old North State at the Columbian Exposition. You have reopened the geological survey of our great mineral wealth, and have extended a protecting arm over our developing fisheries.

"These things, with numerous others, demanded expenditure in the present before their fruits can be realized. It is not to be expected that all these interests may commend themselves to every mind alike. There are other measures, in great part the result of the natural growth of the great State of North Carolina. Such legislation as has been experimental has been in good faith, with an honest desire for the welfare of the people.

"No one familiar with this body could fail to recognize the patient, industrious and conscientious attention to duty, which has been its characteristic throughout the session.

"And now it only remains for me to thank you for the regard and consideration accorded to me as your presiding officer, and to wish you a happy reunion with friends at home."

On motion of Mr. Avery, the Clerk of the Senate was directed to spread the remarks of the presiding officer upon the Journal.

Mr. King moved the roll be called, so the Journal could show who of the Senators had remained to final adjournment. The motion was adopted, and the following Senators responded to their names:

Messrs. Allen of Granville, Alston, Atwater, Avery, Aycock, Bell, Bellamy, Bishop, Bull, Butler, Chesson, Culbreth, Davis of Haywood, Durham, Freeman, Galloway, Gilman, Greene of Harnett, Greene of Wake, King, Lucas, McLean, Mitchell, Morgan, Paine, Rose, Russell, Shankle, Speight, Stanford, Turner, Twitty, Walser, Wilcox and Williams — 35.

On motion of Mr. Greene of Wake, a message was ordered sent to the House informing that honorable body that, upon

the return of the messenger, the Senate would adjourn without day.

The messenger having returned,

The President of the Senate declared the Senate adjourned without day.

THOMAS M. HOLT,
Lieutenant Governor and President of the Senate.

ROBERT M. FURMAN,
Principal Clerk of the Senate.

APPENDIX.

APPENDIX.

SPEECH OF Hon. J. L. M. CURRY, DELIVERED BEFORE THE LEGISLATURE, JANUARY 21, 1891.

Senators and Representatives: I cannot do better in presenting the cause of universal education than to ask you to read, ponder and inwardly digest the patriotic utterances of the Governor, and the lucid and convincing presentation by the able Superintendent. The reports of the conductors of institutes merit also the most serious consideration.

Nothing shows more strikingly the advanced civilization of our times and the great democratic revolution in thought and government than the attitude of the public mind towards education. Formerly governments and education were in the hands of an elect few, the privileged classes; now the people claim participation in making laws, and public sentiment slowly settles down to the conviction that education is an inalienable right of every human being, and an imperative governmental obligation.

Faint murmurs of dissent are occasionally whispered against the equal education of women, but the voice of public justice is beginning to demand that those who are to be wives and mothers shall not be treated with persevering and shameful injustice. Since the patriots assembled in Halifax, except in what is given in the public schools, not one dollar of the public revenues has ever been appropriated for the higher education of women. For boys and men the

State has been liberal, not lavish; for the better sex, nothing has been done.

A stronger opposition, in some localities, is expressed against the use of revenues, contributed mainly by white people, for the support of colored schools. In 1890 the assessed valuation of property was $212,697,287, and the careful Superintendent estimates the negro proportion as $5,'50,000. A discrimination against a class or a race, in public benefactions and privileges, would be dangerous; and no chapter in our history is more honorable than that which records what the Southern States have done, in the face of legislation whose obvious results, whatever may have been the purpose, was to place three of our States in the control of the lately servile race. In the seventeen States in which, prior to the war, slavery existed, statistics show an attendance of 1,140,405 negroes in the public schools, 5,439 in normal schools and 5,066 in colleges. Who can say what would have been the condition of the negroes if this effort for their uplifting had not been made? Nearly the entire burden of public schools in its terrible heaviness falls upon the white tax-payers. The whole subject of negro education needs to be treated on broad and far-reaching principles, which shall aim to regenerate personal life, home life, social life, industrial life, political life and religious life. Is the negro a man, capable of moral distinction, responsible for conduct, able to make contracts, criminally liable for violations of rights of person and property, with legal capacity to bear arms, hold office, serve on juries and vote? Has he will power, can he compare, analyze, abstract, classify, generalize, form concepts? Of his capability of mental development we should stultify ourselves by questioning. Rev. John Clavis, a negro, without any admixture of white blood, was a teacher in Granville, Wake and Chatham Counties, and had among his pupils Mangums, Hendersons, Manly, Edwards, Enlows, Hargraves, Wortham, Harris and others.

The negro should be educated for his own benefit, as education "aids self-help, stimulates individuality, creates self-respect and increases all kinds of individual enterprise." It is needful for the white race, which cannot sever itself from its environments, and must be powerfully affected by the intellectual, moral and economic condition of a mass of people occupying the same territory and sharing the same civic rights. Humanity, citizenship, material interests and religion leave us no option.

The State must furnish education, otherwise it will not, cannot be done by individuals, families and churches.

The Superintendent of Schools in Columbia, S. C., published this statement:

"The cost of private tuition for 706 whites at three dollars per month for nine months, $19,062; for 777 colored at one dollar per month for nine months, $6,993. Total cost of private tuition for 1,483 pupils for nine months, $26,055; total cost in Graded School for same number, for same time, $9,640. Money saved to the city by Graded School system, $16,415."

The mass of the children are dependent upon public instruction for such education as they may be able to obtain. The number of those educated in private or religious schools is, and always has been, relatively small. Every State in which any fair proportion of the people have been educated, has accomplished it by means of public schools.

If property be not taxed for what so vitally concerns the public welfare, it will not escape paying a much heavier assessment.

On account of the relation that popular education holds to the well-being of the State as a political organism composed of free citizens, the public schools are objects of highest possible concern, but as this is a Legislature of farmers, it is appropriate to consider the relation of agriculture and free schools.

Let me introduce here some historical facts furnished by a friend:

The Democratic State Convention, for the first time, in August of last year, committed the party to an increase of the public school fund. It was an issue made in the campaign, and the success of the ticket was greatly helped by this platform pledge.

A few weeks before the meeting of the State Democratic Convention, the State Farmers' Alliance, in session at Asheville, demanded an increase in the public school fund of 25 per cent.

In December, at Potecasi, the State Grange demanded an increase of taxation for public schools.

Agriculture is the largest single industry of the country, and its employments must occupy the greatest number of the people. In the South and West from 70 to 90 per cent. of the population must make their support from the soil, or from those who cultivate it. Agricultural wealth is the vital force of the country. Solomon says: "Moreover the profit of the earth is for all; the king himself is served of the field." Agriculture is the condition of subsistence. The world is always within six months of starvation. President Polk, of the Alliance, says truly that "retrogression in agriculture means national decay." The farm values of land from 1847 to 1860 increased by 101 per cent., while from 1870 to 1880 they increased only nine per cent.

Farmers depreciate their vocation by conceding inferiority to what are called "the learned professions," and by ignorant prejudice against book-farming. This is an age of invention and discovery; old methods and implements have been superseded, new elements are coming in, of which a few years ago we were ignorant. Agriculture calls forth mental activities. There is daily contact with animal and vegetable life, with mechanical forces, and these must be utilized, and they give occasion for practical application of knowledge. In no other occupation can a wider extent of knowledge be

employed. The farmer should be familiar with the names and uses and habits of plants and animals; should learn about orchards, fruits, vineyards, gardens, vegetables, dairies, as well as about tillage and the products of the field. What is the chemistry of plants? What of the nutrition of plants from the soil and atmosphere? What of fertilizers and their adaptation to soil and plants? What of insects and birds? In a farmer's library should be agricultural journals, and such books as are specially suited to latitude and clime and soil and crops. And everyone in the household and on the farm, parent and child, master and servant, should read and practice the teachings of "Black Beauty."

Scientific farming does not mean that one should dispense with common sense, with careful personal observation, with accurate reasoning upon the data furnished. Scientific knowledge is correct knowledge, scientific observation is correct observation, and scientific farming is correct farming on application of principles to facts. Agriculture of the South needs skilled labor, improved tillage, cheap transportation, competent management of business. How few farmers keep account of debit and credit, of profit and loss, of rotation of value of crops, of cost of production, of success of experiments with different crops, or in the fertilization of land. Farmers need shrewd sagacity, cultivated powers, wise understandings, and especially if they become politicians and take charge of the Federal and the State Governments. Away with the dishonoring tradition, the debasing opinion that lawyers, doctors, preachers, engineers should be educated, but that any clod-hopper can be a successful farmer.

Much has been written about the New South and much that was fanciful or exaggerated. The mineral and manufacturing development has been immense, and in these lines of improvement we stand but on the threshold.

The Chattanooga *Tradesman*, of 20th December, publishes these statistics:

"The assessed valuation from the Auditor's books in the twelve Southern States to-day is $3,706,906,168, against $2,164,792,585 in 1880, an increase in the ten years of 71 1/10 per cent. The actual wealth of the South to-day is estimated by the officials at $10,158,700,000, against $5,844,000,000 in 1880. This shows, basing the calculation upon the semi-official census report up to the year 1890, a per capita wealth, as assessed, of $195.33, against $147.88 in 1880, and an actual wealth per capita to-day of $652.11, against $385.62 in 1880.

"The State debt of the twelve Southern States is to-day, according to the reports of these officials, $89,185,475, against $124,066,897 in 1880, and the total indebtedness, including State, county and municipal, of the entire South, is to-day $182,426,575, against $217,693,585 in 1880. The average rate of taxation throughout the Southern States is to-day 4.03 mills, against 4.60 in 1880. The State revenue of the twelve Southern States is to-day $20,312,739, against $13,249,866 in 1880, an increase of 53 3/10 per cent. The total banking capital in the twelve States of the South, including State, National, and private banks, according to very careful inquiry from all sources, is placed to-day at $152,425,000, against $92,575,000 in 1880, an increase of 64½ per cent. in ten years. The railroad mileage in the South, according to official reports, is to-day 37.518 against 17,808 miles in 1880, an increase of 110 7-10 per cent. in ten years.

"The total school revenues of the Southern States annually are to-day, $13,636,299, against $6,145,746 in 1880, an increase of 126 9-10 per cent. in ten years. The scholastic population of the South is to-day, according to the reports, 5,947,496, against 4,423,620 in 1880, an increase of thirty-five per cent. The number of pupils enrolled in the schools of the South is to-day 3,242,286, against 2,018,640 in 1880, an increase of 61 1-10 per cent. in ten years, and the number of pupils now in attendance at schools in the South is to day 2,141,274, against 1,391,743 in 1880, an increase of 53 8-10 per cent. in the ten years."

Agriculture has not kept pace with this progress. Two factors are essential in deciding whether agriculture is making a hopeful advance.

(*a*). Is there increased fertility or productiveness of the soil? It is absurd to talk of improvement unless the land in cultivation improves in productiveness and in permanent fertility. I have seen land which had been in use for two thousand years, and yet it is better to-day than it was in its virgin state. Deep gullies, red and scalded hills, broom-sedge and sassafras, cur dogs and lean, lank, long-nosed swine are not the signs of progress.

(*b*). Are the country roads good and travelable? In some places the roads are so bad that the labor and cost of hauling the produce of the farms to market are so great that the crops yield no profit. It is impossible that farming interests can prosper without good roads. It is estimated that a railroad can haul a ton of wheat at less cost than a farmer can a bushel. Our people complain of taxes, but the heaviest tax is the cost of transportation, if we put into the calculation the loss of time and labor, the wear and tear of harness and wagon and team. When a boy I went with my father's wagon, loaded with cotton, to market and seven days were consumed. Now the same journey can be made in seven hours.

Production and distribution are twin-sisters, correlated and indispensable to wealth. Where there is no market there will be very limited production. Facility of exchange, lessening the cost of transportation, stimulates production, widens the market, imparts value,—and this mechanism of distribution it is folly for the farmers to ignore. In twenty years our country has made marvellous progress in production, in wealth; and cheapening and facilitating transportation has been one of the most potent and beneficial agencies in bringing about these results. There is much criticism upon the inequalities in the distribution of wealth, and the difference is said not to be warranted by the difference in

productive capability and effort. Senator Ingalls said in the Senate last week: "It appears that there are in the United States 200 persons who have an aggregate of more than $20,000,000 each; 400 persons possess $10,000,000 each; 1,000 persons $5,000,000 each; 2,000 persons $2,500,000 each; 6,000 persons $1,000,000 each; and 15,000 persons $500,000 each—making a total of 31,000 people who possess $36,250,000,000. Less than a two-thousandth part of our population have obtained possession of more than one half of the entire accumulated wealth of the country." How far "government partnership in trade" has produced the inequalities, it is not for me to say. President White, lately of Cornell University, finds the genesis of the recent combination of farmers in inequalities of taxation which bear heavily on the agricultural and rural population.

Remedial legislation to change economic conditions may be needed; that is not my concern now and here. But all must agree that the development of the railway system has done incalculable benefit in increasing production and reducing the cost of transportation, and that some railroad fortunes may have been made not at the expense of the industrial classes. In 1865 it cost $3.45 to carry a barrel of flour from Chicago to Boston; in 1868 it cost sixty-eight cents. Twenty-six systems centering in Chicago received in four years $640,000,000 for carrying fuel, food, clothing, material for shelter, at less than a cent a ton per mile. The reduction of freight rates is somewhat like the reduction of postage. When I was a school-boy the postage was $6\frac{1}{4}$, $12\frac{1}{2}$, $18\frac{3}{4}$ and 25 cents, according to distance and singleness or doubleness of the letter. Now, a letter is carried throughout the United States for two cents.

Besides bad tillage and bad roads the curse of Southern agriculture has been ignorant labor and consequent absence of diversified crops. Slavery was most mischievous economy. It fastened upon us stupid labor and concentration of labor and capital on a few crops. It sparsified population and pre-

vented diffusion of wealth. The few products failing brought general paralysis. When land is devoted to only one or more industries there can be no hope for success. Slavery has disappeared, but ignorant, thriftless labor remains.

Pardon an additional thought in this connection. "Hard times" are attributed to over-taxation, to over-production, to the monopolists of distribution, but it may be well to look nearer home and not confine our view solely to production and distribution, but to inquire into consumption as a cause of discomfort and distress. We guard against ignorance and carelessness in production and distribution, we avail ourselves of the best inventions, but waste continues in what we consume. It is an educational problem of the greatest importance to learn to save earnings. Half of the food-supply for man and beast is thrown away for want of instruction. Economy in domestic life is more needful than economy in public life. We need a higher standard of living — a sense of more urgent wants. How to prepare food for table and for animals, how to buy and mend clothing, how to have comfortable houses and better homes, is what education should apply itself to. Production touches at a few points; consumption touches all around.

The wealth of the world is the product of human labor. "In the sweat of thy face shalt thou eat bread" was a blessing, in making labor a necessity. The Saviour dignified honest toil. Critics say that Millet's *Angelus* represents two toil-worn peasants ceasing from their work at the sound of the distant church-bell to lift up hearts in gratitude and worship to the God above, and that in the painting we see the dignity of humble labor and the glory of communion with the Invisible One. The material elements of wealth— soil, forest, minerals, fishes, animals—abound, but they have little value until position and form are changed and adapted to man's wants by labor, and value is created, or imparted, in the ratio of the skill of the worker and his application of the principles of science.

If we analyze the commonest forms of labor—sawing wood, turning a grind-stone, hitching a horse to a plow, carrying a burden — we can see how the simplest processes involve the application of scientific principles. So, also, the simplest machines, the commonest utilities, involve mathematics or chemistry, or the laws which science has discovered and formulated. The introduction of labor-saving contrivances has multiplied products, enhanced comfort, happiness and wealth, and turned displaced labor to more renumerative uses. Science and invention have helped agriculture immeasurably. The capacity — mental, mechanical and manual — to take advantage of opportunities, measures the progress. It is the efficiency of labor that tells, and the results are not to be estimated by time, or amount of mere toil. Some one has defined profits as "the margin which mind gains over muscle" Efficient labor is intelligent labor, gives quicker perception of facts, readier and more economical application of principles, improves the judgment and the taste. Two things are to be considered in all labor, the nature of the material on which the work is to be done, and the force by which it is to be effected. Proper education is the economy of force and gives it greater power to create value. Good farming needs the intelligence of the Superintendent (Poor Richard says, "Better is the eye of the master than the labor of two hands"), and the intelligence and skill of the laborer; it needs trained hands guided by trained minds.

Education is the basis, the grand condition of wealth. No ignorant people was ever prosperous. A man's true value is just what he is morally and intellectually, and a school tax is convertible into dollars and cents, houses and lands, and the wise legislator evokes this element of power and progress and prosperity. In ignorant lands there are no patents, nor copyrights, nor franchises, nor inventions. That which will give highest productive capacity is the training of the intellect of the producers. To leave laborers

in ignorance and thriftlessness is blind folly, is bad economy, is stupidity. It is a well established fact that the laborer, with a common school education, will, at the end of the year, have produced twenty-five per cent. more of valuable product than if he had remained uneducated. As the substitution of free labor for slave labor is a grand source of increased production, so intelligence added to freedom gives enhanced value to the labor. The industrial changes in the South are a revolution, compelling a reorganization of activities, the partition of farms, changes in agricultural methods, development of mining and manufacturing industries. All these create a demand for labor of a kind and quality not hitherto so obviously needed. They create a demand also for technical training, for instruction in those artistic principles which underlie the industrial occupations of the people as well as instruction in the manual practice involved in the application of those principles. Drawing should be taught in every school of the commonwealth, and pencil and pen should be in the hands of every boy and girl. We want training that will enable an artisan to put his mind into his work so that he shall not be a mere part of a machine, but have the ability to observe with eyes, to do with hands, to plan with brains.

The schools of North Carolina are unsatisfactory — (*a*) in the short sessions, averaging about sixty days; and (*b*) in the school expenditures. In the seven years 1884–1890, the school revenues ran up from $580,311 to $721,756, an increase of only $141,445; while the taxable property increased from $199,250,376 to $212,697,287 in the same time. North Carolina, in Constitution and laws, is committed to the theory that public schools shall be maintained at least four months in every year. The State must provide sufficient funds to meet this obligation, and if the State takes the people's money it is bound to see that they receive full value therefor. If the teacher be worthless the investment is lost. Trained teachers are essential to the highest success of public

schools. If a trained teacher be worth twice as much as an untrained one, the State should take proper and adequate measures that the children be not cursed by incompetent teachers. The average length of school-life in America is four years. This brief, invaluable period should not be wasted. There is a wide lack of competent teachers, and experience shows that University and colleges will not supply the need. Besides, they do not give normal instruction. A special preparatory training is requisite for teachers. Every profession demands it. General education does not make a doctor, lawyer, engineer, architect, nor will it make a teacher. Can one navigate a ship because he has studied mathematics or astronomy? It is a criminal error that any one with an ordinary education can teach. Teaching is a profession, difficult, delicate, responsible; it is an art, a science, and something more is needed for a schoolmaster's outfit than a mere memorized knowledge. A thorough *teaching* knowledge, a knowledge of the guiding principles of the art, of the laws of mental development, of the best methods of instruction and government, and skill in the practice, are essential.

Every child has certain latent powers, undeveloped capacities, which are to be educated, and of which he is to have the mastery for future well-being. The difference between the educated and the uneducated mind is that in the one case these powers and capabilities have been wakened into consciousness and drawn out and made ready for use; in the other case, not. The contrast between educational methods now and fifty years ago is one of the most conclusive proofs of our advanced civilization—memory was the faculty chiefly cultivated. Days and years were passed in conning dry facts, often geographical particulars, historical dates, dry rules of arithmetic and grammar. The pedagogue heard the lesson. Now the skillful teacher, instead of storing the mind with indigestible facts, seeks to train to the command and use of powers, so that they may become trustworthy

instruments for self-improvement, for discovery. The real teacher proceeds by easy steps from the known to the unknown, particular to general, concrete to abstract. He cultivates the faculties in their natural order of development, leads the pupil to put forth his own best efforts, use his own powers, ascend from phenomena or instances to the laws which govern, evolve methods for himself and not slavishly follow text-books. Thought is the higher and more intellectual faculty; it constructs and tests hypotheses and goes on until laws are ascertained. Educated mind discriminates, sees the differences of things that are alike and the likeness of things that are different, puts facts into new relations and evolves new truths. "Experiences of animals come from blind trials in divergent directions; those of man are directed by thought to desired ends." Animals have precepts; men form concepts.

The artist who painted the portrait of Washington suspended on the wall put his ideas upon dead, irresponsive canvas. The teacher deals with responsive, reflecting, immortal minds.

This General Assembly can do no wiser thing than to enlarge the revenues for education of the children and establish a school for training teachers to teach.

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